

CA40NHBLA08

B91

1988

CITY OF HAMILTON BY-LAWS

88-009 - 88-146

URBAN/MUNICIPAL

The following by-laws are missing from this volume:

88-001	-	88-008
88-022		
88-024	-	88-026
88-034	-	88-039
88-054	-	88-063
88-071	-	88-076
88-081	-	88-082
88-095		
88-104	-	88-106
88-121	-	88-123

The Corporation of The City of Hamilton

BY-LAW NO. 88- 9

Respecting:

ROOF LEADERS

WHEREAS By-law No. 80-245, passed on the 9th day of September, 1980 in accordance with The Municipal Act, R.S.O. 1970, Ch. 284, [now The Municipal Act, R.S.O. 1980, Ch. 302, Section 352, paragraphs 19 and 49, Section 354(1), paragraphs 69, 72, and 129, Section 466(1,2) and Section 469], provides for the prohibiting, requiring and regulating of persons using drains and sewers for land drainage;

AND WHEREAS it is intended to require that all roof leaders shall be connected to storm sewers.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Clause 1(a) of By-law No. 80-245 is repealed.

(2) Section 1 of the said By-law is amended by adding thereto the following clause:

(aa) "Building Commissioner" means the chief building official appointed under The Building Code Act;

(3) Section 1 of the said By-law is amended by adding thereto the following clause:

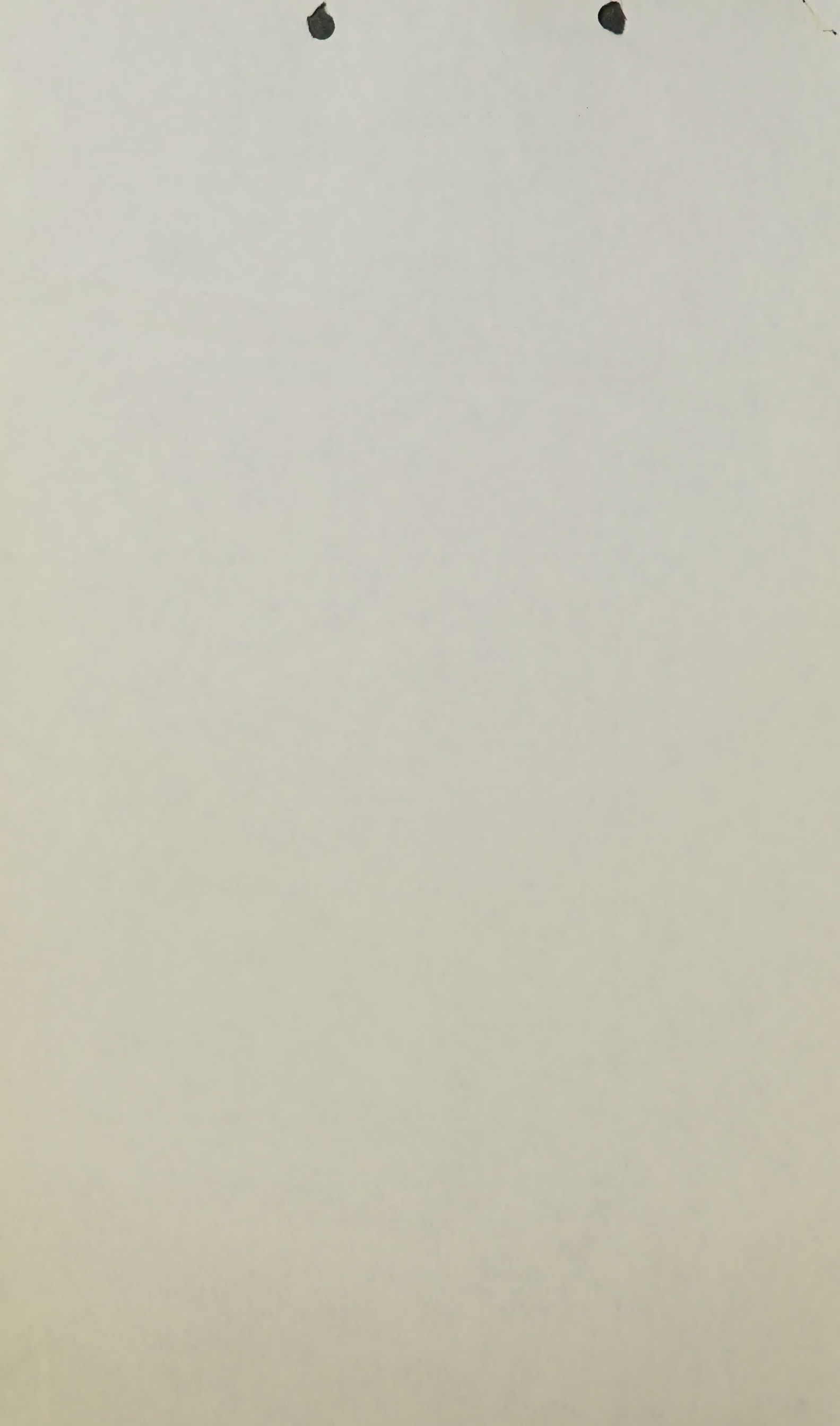
(ea) "roof leader" means the system of pipes collecting water from roofs;

2. (1) Subsection 2(1) of the said By-law is amended by inserting at the beginning thereof "Except as provided in subsection (1a)".

(2) Section 2 of the said by-law is amended by adding thereto the following subsection:

(1a) The Building Commissioner shall be responsible for the administration and enforcement of the By-law relating to roof leaders.

3. Paragraph 3 of subsection 3(1) of the said By-law is amended by striking out "other" in the first line and inserting after "surfaces", "other than grass".



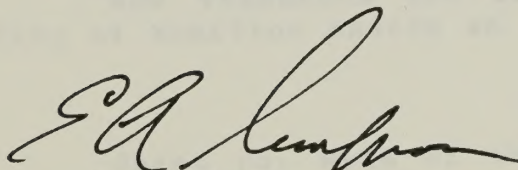
4. Section 6 of the said By-law is repealed and the immediately preceding heading is deleted, and the following substituted in lieu thereof:

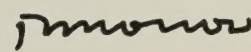
Roof Leaders

6. The roof leaders of all structures with a horizontal roof area greater than 50 m² shall be connected to the storm sewers where separate storms and sanitary sewers are available and the sewer system on the street was constructed after 1970 and the structure is erected after 1987.

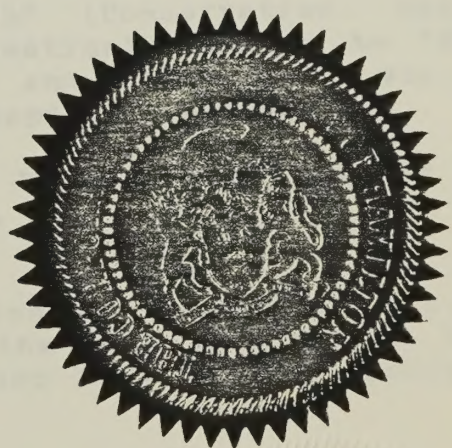
5. Section 8 of the said By-law is amended by striking out "water or suction pipe" in the second line.

PASSED this 12th day of January A.D. 1988.

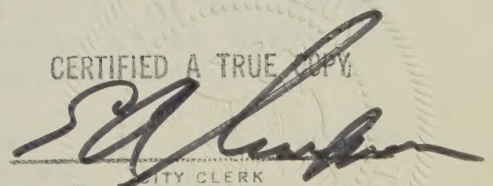

City Clerk


Mayor

(1987) 17 R.P.D.C. 13, September 29



CERTIFIED A TRUE COPY


CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 88- 10

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF EWEN ROAD,
IN THE AREA SOUTH OF MAIN STREET WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-46 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "A" (Conservation, Open Space, Park and Recreation) district to "H" (Community Shopping and Commercial, etc.) district, the land comprised in Block 1,

the extent and boundaries of which Block 1 are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding clause 14(3)(i) of By-law No. 6593, a front yard of a depth of at least 0.6 m shall be provided and maintained;
- (b) notwithstanding subclause (a) of clause 14(3)(ii) of By-law No. 6593,
 - (i) a northerly side yard of at least 0.7 m; and
 - (ii) a southerly side yard of at least 0.6 m,shall be provided and maintained.
- (c) subclause (c) of clause 14(3)(iii) of By-law No. 6593 shall not apply;

THE COMMISSIONER OF THE DISTRICT OF COLUMBIA

WASHINGTON, D.C. 20541

DE 10-11-61

TO THE DISTRICT OF COLUMBIA

FROM THE DISTRICT OF COLUMBIA

RE: [Illegible text]

[Illegible text block]

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(d) notwithstanding clause 18A(1)(a),

(i) not less than 20 parking spaces shall be provided and maintained on the land comprised in Block 1;

(ii) not less than 49 parking spaces shall be provided and maintained off-site on adjacent Hydro lands;

(e) clause 18A(1)(e) and subsections 18A(9), 18A(21), 18A(27), 18A(32) and 18A(33) of By-law No. 6593 shall not apply.

3. The "A" (Conservation, Open Space, Park and Recreation) district provisions applicable to the land comprised in Block 2 shown on Schedule "A" hereto annexed, are amended to the extent only of the special requirement that,

(a) notwithstanding subsection 7(1) of By-law No. 6593, parking of motor vehicles shall not be prohibited.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" district provisions, subject to the special requirements referred to in section 2.

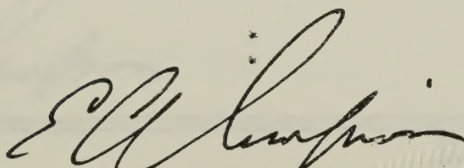
5. By-law No. 6593 is amended by adding this by-law to section 19B as "S-1046".

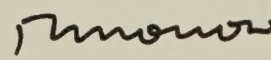
6. Sheet No. W-46 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-1046".

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

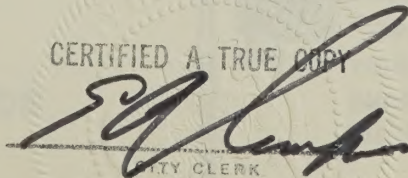
PASSED this 12th day of January

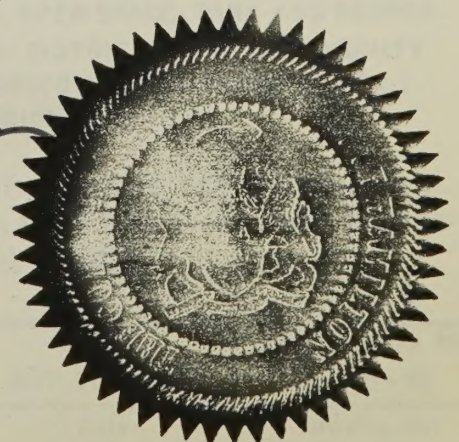
A.D. 1988.


City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK

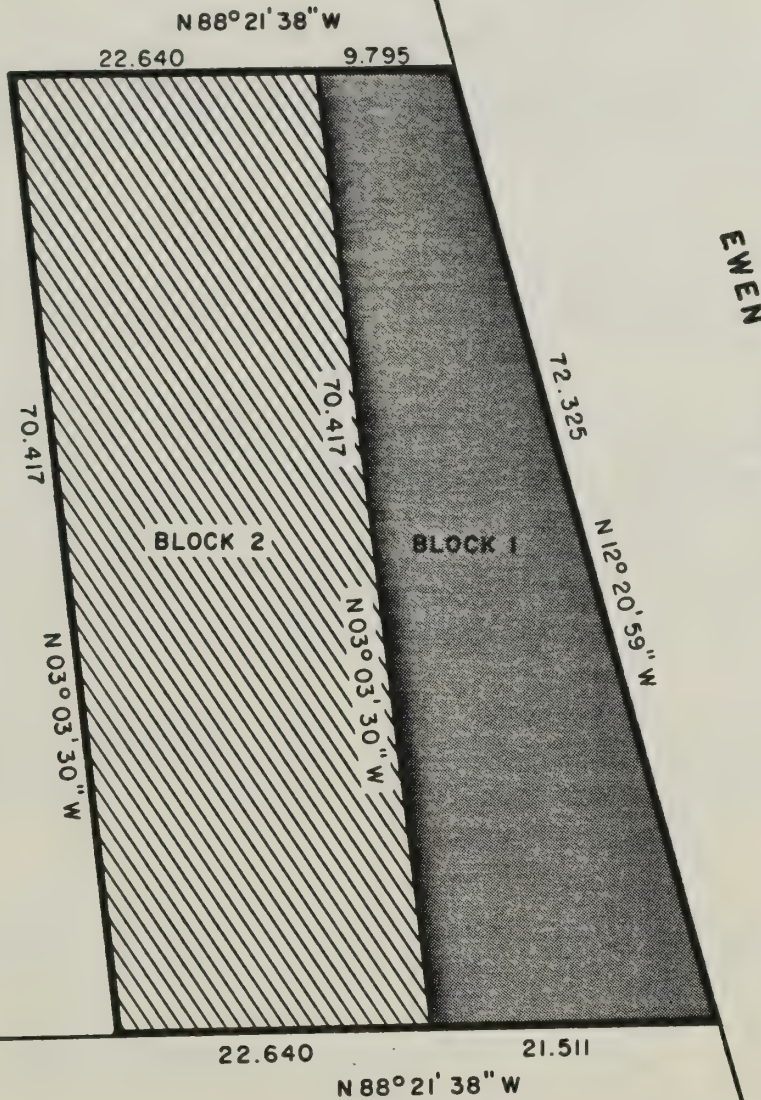


(1987) 20 R.P.D.C. 2, October 27
(1987) 21 R.P.D.C. 1, November 10
Subhash Dighe, Owner
ZA-86-93

MAIN STREET WEST

H. E. P. C.

EWEN ROAD



T. H. & B. RAILWAY

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88-10
PASSED THE 12th DAY OF January, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 88-10

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

-  BLOCK 1 CHANGE IN ZONING FROM "A" (CONSERVATION, OPEN SPACE, PARK AND RECREATION) DISTRICT TO "H" (COMMUNITY SHOPPING AND COMMERCIAL, ETC.) DISTRICT, MODIFIED.
-  BLOCK 2 MODIFICATION TO THE "A" (CONSERVATION, OPEN SPACE, PARK AND RECREATION) DISTRICT.

North



Scale

NOT TO SCALE

Date

NOV. 23, 1987

Reference File No.

ZA-86-93

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 11

To Designate:

THE BARTON GENERAL COMMUNITY IMPROVEMENT PROJECT AREA

WHEREAS subsection 28(2) of The Planning Act, 1983 provides as follows:

(2) Where there is an official plan in effect in a local municipality that contains provisions relating to community improvement in the municipality, the council may, by by-law, designate the whole or any part of an area covered by such an official plan as a community improvement project area;

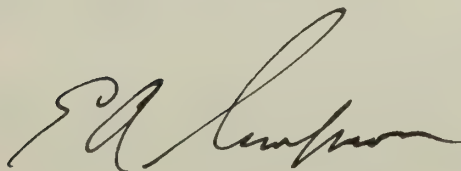
AND WHEREAS the Official Plan of the City of Hamilton approved by the Minister on June 1, 1982, contains provisions relating to community improvement in the City of Hamilton;

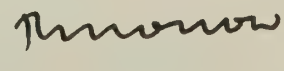
AND WHEREAS it is desirable to designate the Barton General Community Improvement Project Area.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

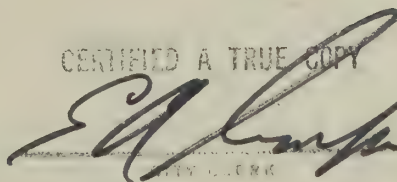
1. The area described in Schedule "A" and shown on Schedule "B" both annexed hereto and forming part of this by-law, is hereby designated as a Community Improvement Project Area.

PASSED this 12th day of January A.D. 1988.

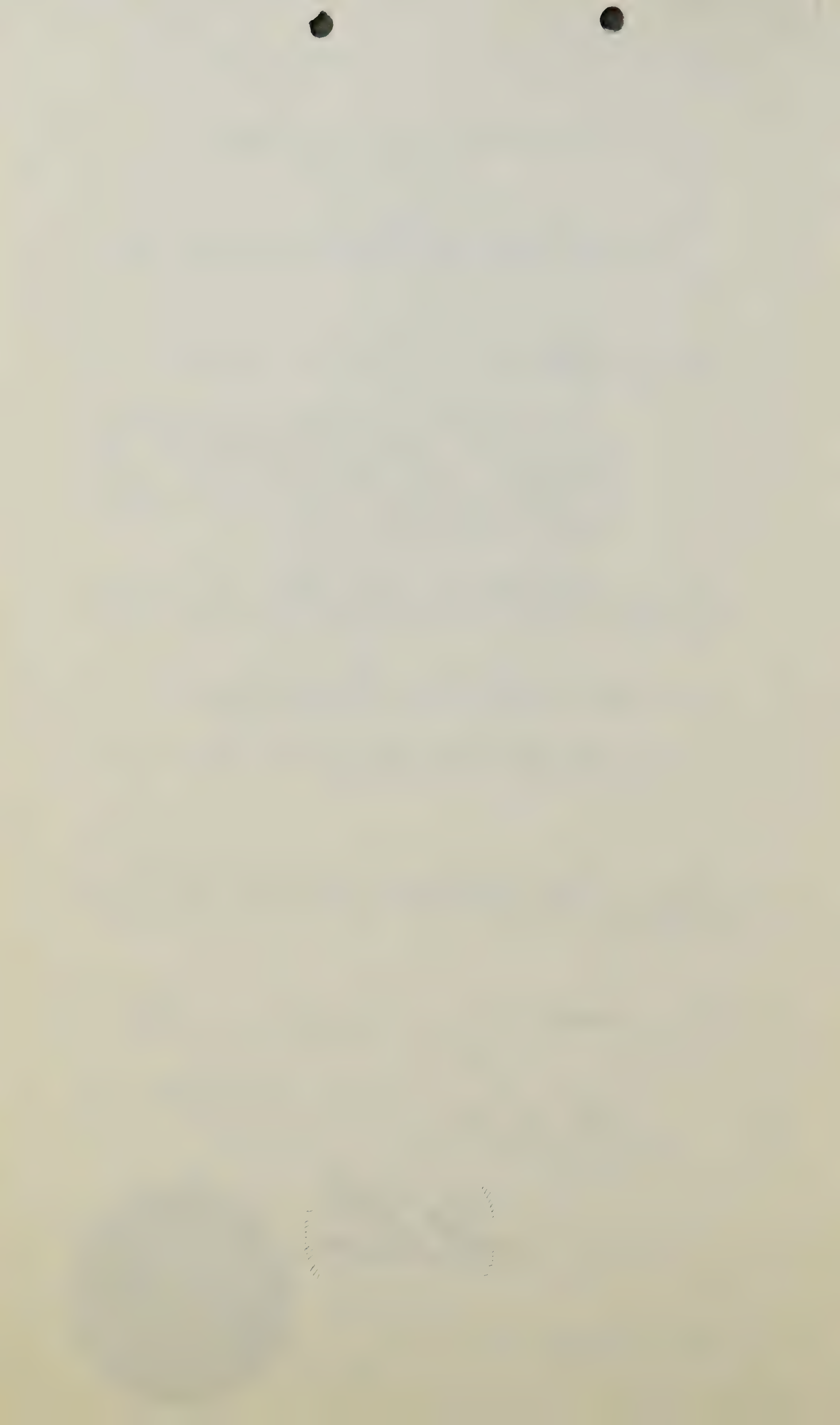

City Clerk


Mayor

CERTIFIED A TRUE COPY







SCHEDULE "A"
TO BY-LAW NO. 88-
Description of Barton General
Community Improvement Project Area

Those lands located in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, described as follows:

Commencing at the intersection of the northern limit of Barton Street and the western limit of Wellington Street.

Thence northerly along the said western limit of Wellington Street to its intersection with the westerly production of the southern limit of Copeland Avenue as closed by City of Hamilton By-law Nos. 71-101 and 738, registered as Instrument Nos. 201532 A.B. and 84 By-law respectively.

Thence to and along the said southern limits of the said Copeland Avenue as closed and its easterly production to a point in the eastern limit of Victoria Avenue.

Thence southerly along the said eastern limit of Victoria Avenue to the north west corner of Lot 2, Registered Plan No. 33.

Thence easterly along the northern limit of the said Lot 2 and its easterly production to its intersection with the western limit of Lot 29, Registered Plan 33.

Thence southerly along the western limit of said Lot 29 to a point distant eighty point two five feet (80.25') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to the eastern limit of East Avenue.

Thence southerly along the eastern limit of East Avenue to a point distant fifty-five feet (55.0') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to its intersection with the western limit of Lot 59, Registered Plan 33.

Thence northerly along the western limit of said Lot 59 to the north west corner thereof.

Thence easterly along the northern limit of said Lot 59 and its easterly production to a point in the eastern limit of Emerald Street, being the western limit of Lot 1, Registered Plan No. 133.

Thence southerly along the eastern limit of Emerald Street to a point distant ninety feet (90') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to a point in the western limit of Lot 4, Registered Plan No. 133.

Thence northerly along the said western limit of Lot 4 to the northwest corner thereof.

Thence easterly along the northern limits of Lot 4, Lot 5 and Lot 6, Registered Plan No. 133 and the easterly production to its intersection with the eastern limit of Oak Avenue, being the western limit of Lot 1, Registered Plan No. 260.

Thence northerly along the said western limit of Lot 1 to the north west corner thereof.

Thence easterly along the northern limits of Lots 1, 2, 3, 4, 5 and 6, Registered Plan No. 260 and the easterly production to a point in the eastern limit of St. Mathews Avenue, being the eastern limit of the said Registered Plan No. 260.

Thence southerly along the east limit of St. Mathews Avenue to a point distant eighty-nine point one seven feet (89.17') north of the north limit of Barton Street, being the north west corner of Part 3 on Reference Plan 62R-2137.



Thence easterly along the north limit of Part 3 and Part 2 on Reference Plan 62R-2137 and its easterly production to its intersection with the southerly production of the west limit of an alley running parallel with and east of St. Mathews Avenue.

Thence northerly along said production of the west limit of the said alley four point nine two feet (4.92') more or less to the south limit of an alley.

Thence easterly along the south limit of the alley to a point in the western limit of Cheever Street, being the north east corner of Lot 38, Registered Plan No. 154.

Thence north easterly to a point in the eastern limit of Cheever Street, being the south west corner of the public alley assumed by City of Hamilton By-law No. 3504.

Thence easterly along the south limit of the said public alley and its easterly production to a point in the western limit of Lot 39, Registered Plan No. 3.

Thence southerly along the western limit of the said Lot 39 to the south west corner thereof.

Thence easterly along the south limit of said Lot 39 and its easterly production to a point in the eastern limit of William Street.

Thence southerly along the eastern limit of William Street to a point distant fifty two point nine-two feet (52.92') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to the centre line of Wentworth Street.

Thence southerly along the centre line of Wentworth Street to its intersection with the centre line of Barton Street.

Thence easterly along the centre line of Barton Street to its intersection with the northerly production of the eastern limit of Lot 10, Registered Plan No. 373.

Thence southerly to and along the east limit of said Lot 10 to the south east corner thereof.

Thence westerly along the south limit of Lots 10, 9, 8, 7, 6, 5, 4, and 3 to a point distant eighteen feet (18') west of the south east corner of Lot 3, Registered Plan No. 373.

Thence northerly parallel with the eastern limit of said Lot 3 a distance of thirty feet (30') to a point.

Thence westerly parallel with the south limit of Barton Street to a point in the western limit of Wentworth Street.

Thence southerly along the western limit of Wentworth Street to the south east corner of Lot 6, Registered Plan No. 194.

Thence westerly along the south limit of Lots 6, 5, 4, 3, 2 and 1, Registered Plan 194 and its westerly production to a point in the western limit of Leeming Street, being a point in the eastern limit of Lot 1, Registrar's Compiled Plan 1409.

Thence southerly along the east limit of said Lot 1 to the southeast corner thereof.

Thence westerly along the south limit of Lots 1, 2, 3, 4, 5, and 6, Registrar's Compiled Plan 1409 and its westerly production to a point in the eastern limit of Lot 7, Registered Plan No. 234.



Thence northerly along the eastern limit of said Lot 7 to the north east corner thereof.

Thence westerly along the northern limit of said Lot 7 to the northeast corner thereof, being a point in the eastern limit of Smith Avenue.

Thence southerly along the eastern limit to said Smith Avenue to its intersection with the easterly production of the southern limit of the northerly twenty-five (25') of Lot 9, Registered Plan No. 234.

Thence westerly parallel with the northern limit of said Lot 9 to a point in the eastern limit of Lot 52, Registered Plan No. 235.

Thence northerly along the eastern limit of said Lot 52 and the eastern limit of Lot 51 to the north east corner thereof, being the south east corner of Lot 50, Registered Plan No. 235.

Thence westerly along the south limit of said Lot 50 and the south limit of Lots 49, 48, 47, 2 and 1, Registered Plan No. 235 and its westerly production to a point in the western limit of Emerald Street, being a point in the east limit of Lot 52, registered Plan No. 105.

Thence northerly along the east limit of said Lot 52 to a point distant ninety four feet (94') south of south limit of Barton Street.

Thence westerly parallel to the south limit of Barton Street to a point in the west limit of Lot E, Registered Plan No. 105.

Thence northerly along the western limit of said Lot E to its intersection with the easterly production of the south limit of Lot D, Registered Plan No. 286.

Thence westerly to and along the south limit of said Lot D and the south limit of Lot C Registered Plan No. 286 to the south west corner thereof being a point in the eastern limit of East Avenue.

Thence northerly along the eastern limit of East Avenue to its intersection with the easterly production of the south limit of the northerly seventy one feet (71') of Lot 86, Registered Plan No. 1433.

Thence to and along the last mentioned limit and its westerly production to a point in the eastern limit of Lot B, Registered Plan No. 286.

Thence southerly along the eastern limit of said Lot B to the south east corner thereof.

Thence westerly along the southern limit of said Lot B to a point distant ninety eight feet (98') east of the eastern limit of Victoria Avenue.

Thence northerly parallel with the eastern limit of Victoria Avenue to a point nineteen feet (19') south of the south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street to a point in the eastern limit of Victoria Avenue.

Thence southerly along the eastern limit of Victoria Avenue to its intersection with the easterly production of the south limit of Lot 12, Registered Plan No. 90.

Thence westerly to and along the south limit of said Lot 12 and the south limit of Lot 11, Registered Plan 90 to a point distant ninety five point five zero feet (95.50') east of the south west corner of said Lot 11.



Thence north parallel with the western limit of said Lot 11, to the north limit thereof, being the south limit of Barton Street.

Thence westerly along the south limit of Barton Street to its intersection with the western limit of West Avenue.

Thence southerly along the western limit of West Avenue to the south east corner of Lot 20, Registered Plan No. 286.

Thence westerly along the southern limit of said Lot 20, to the south west corner thereof.

Thence northerly along the western limit of said Lot 20 and the western limits of Lots 19 and 18 to a point distant sixty nine point one eight feet (69.18') south of south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street fifty feet (50') to a point.

Thence northerly parallel with the eastern limit of Wellington Street to a point in the southern limit of Lot 16, Registered Plan No. 286.

Thence westerly along the southern limit of said Lot 16 and its westerly production to the centre line of Wellington Street.

Thence southerly along the centre line of Wellington Street to its intersection with the easterly production of the southern limit of the northerly ninety four point three feet (94.30') of Lot 162, Registered Plan No. 287.

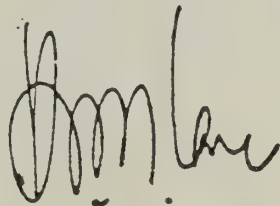
Thence westerly parallel with the south limit of Barton street to a point in the division line between Lots 162 and 161, Registered Plan No. 287.

Thence southerly along the last mentioned division line to the south east corner of said Lot 161.

Thence westerly along the southern limit of said Lot 161 and the southern limit of Lots 160 and 159 to the south west corner of Lot 159.

Thence northerly along the western limit of said Lot 159 and its northerly production to a point in the north limit of Barton Street.

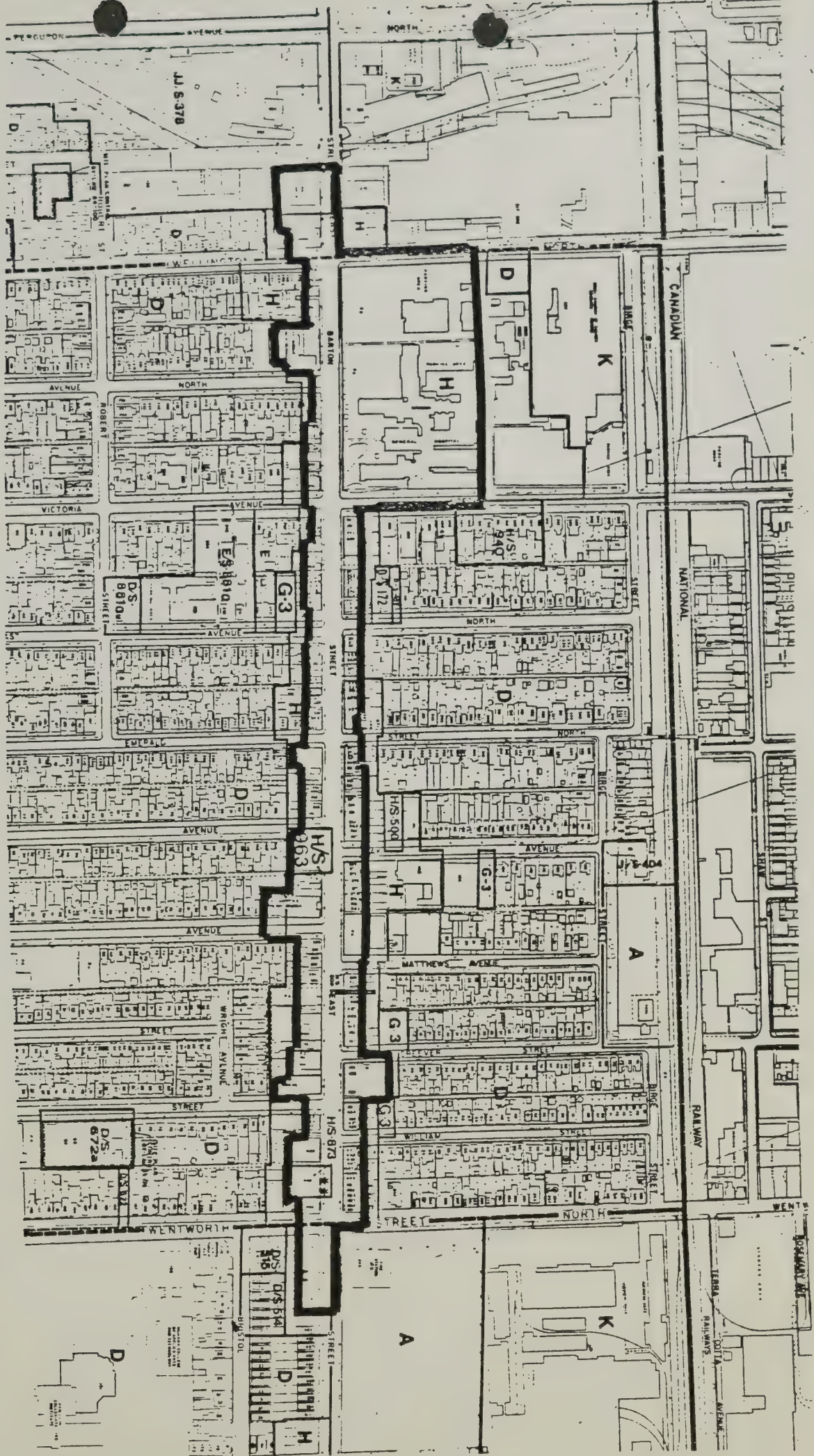
Thence easterly along the north limit of Barton Street to the point of commencement.



Kin M. Lau
Ontario Land Surveyor

Dated at Hamilton
this 25th day of February, 1987.





Barton General Community Improvement Project Area

This is Schedule "B" to By-law No. 88- 11
 passed this 12th day of January 1988



The Corporation of the City of Hamilton

BY-LAW NO. 88- 12

To Adopt:

THE BARTON GENERAL COMMUNITY IMPROVEMENT PLAN

WHEREAS section 1 of By-law No. , passed on the day of , 198 designated the area described in Schedule "A" and shown on Schedule "B" thereto as a community improvement project area in accordance with subsection 28(2) of The Planning Act, 1983;

AND WHEREAS it is intended to adopt a community improvement plan for the said area in accordance with subsection 28(4) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Barton General Community Improvement Plan hereto annexed as Schedule "A" and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Community Improvement Plan referred to in section 1 shall be obtained for the doing of all things for the purpose thereof.

PASSED this 12th day of January A.D. 1988.

E.A. Simpson
City Clerk

Mayor
Mayor

CERTIFIED A TRUE COPY

E.A. Simpson
CITY CLERK

(1987) 22 R.P.D.C. 13(a), November 24



SCHEDULE "A"

TO BY-LAW NO. 88-

BARTON STREET GENERAL

COMMUNITY IMPROVEMENT PLAN

OCTOBER 1987

PURPOSE:

- 1 -

TO ESTABLISH A PLAN FOR THE BARTON GENERAL COMMUNITY IMPROVEMENT PROJECT AREA IN ORDER TO IMPLEMENT THE CORPORATION OF THE CITY OF HAMILTON'S COMMERCIAL FACADE LOAN PROGRAMME AND THE COMMERCIAL IMPROVEMENT PROGRAMME.

PREFACE:

THE WITHIN PLAN CONSTITUTES THE CORRESPONDING COMMUNITY IMPROVEMENT PLAN FOR THE BARTON GENERAL COMMUNITY IMPROVEMENT PROJECT AREA WHICH ALSO WILL BE DESIGNATED BY BY-LAW, BY THE CITY OF HAMILTON COUNCIL.

INTRODUCTION:

WARDS (2) AND (3) ARE REFERENCED IN THE OFFICIAL PLAN, BARTON STREET EAST IS ONE OF THE MAJOR CONTINUOUS COMMERCIAL STRIPS IN THESE WARDS. TO ENCOURAGE CUSTOMERS TO UTILIZE THIS SERVICE, BUFFER TREATMENT IN THE FORM OF PLANTERS, HANGING FLOWER BASKETS, BENCHES AND POSSIBLY BRICK PAVERS, ETC. SHOULD BE IMPLEMENTED. THE OFFICIAL PLAN STATES: "COUNCIL WILL UNDERTAKE TO KEEP IN A FIT AND WELL MAINTAINED CONDITION ALL MUNICIPAL PROPERTIES AND OTHER PUBLIC WORKS." (SUB-SECTION C.5, S.4). AN IMPORTANT ASPECT OF IMPROVING VISUAL APPEARANCE OF THIS AREA INVOLVES UPGRADING OF EXISTING BUILDING FRONTS, NOT ONLY FROM THE POINT OF VIEW OF STREETSCAPE, BUT ALSO A TOOL FOR MERCHANTS TO IMPROVE THEIR OWN IMAGES. SINCE THE AVERAGE AGE OF THE EXISTING BUILDINGS IS APPROXIMATELY (80) EIGHTY YEARS OF AGE, THERE IS A NEED TO ENCOURAGE INDIVIDUAL OWNERS OF BUILDINGS TO RENOVATE VIA STREETSCAPE AND AVAILABILITY OF LOANS AND GRANTS I.E. FACADE LOAN, LOW-RISE, CONVERT-TO-RENT PROGRAMMES, COMMERCIAL IMPROVEMENT PROGRAMME.

IN ADDITION TO INCREASING THE ATTRACTIVENESS AND COMMERCIAL VIABILITY OF THE AREA, THROUGH STREETSCAPE IMPROVEMENTS, RENOVATION WILL INCREASE THE UTILIZATION OF EXISTING BUILDINGS; PREVIOUSLY UNUSED SPACE CAN BE TRANSFORMED INTO OFFICE OR APARTMENTS, ADDING TO THE VARIETY AND SAFETY OF THE BARTON STREET EAST AREA. TOGETHER, PUBLIC AND PRIVATE EFFORTS WORK TOWARDS THE GOAL OF ESTABLISHING AN ATTRACTIVE AND ECONOMICALLY HEALTHY SHOPPING AND MULTI-FUNCTIONAL CENTRE FOR THE BARTON STREET, NORTH-EAST AREA OF HAMILTON.

AS WELL, THE CITY OF HAMILTON BY BY-LAW #87-178 PASSED THE 23RD DAY OF JUNE, 1987 ADOPTED A BUSINESS IMPROVEMENT AREA FOR BARTON STREET EAST FROM WELLINGTON TO WENTWORTH STREETS, WHICH IS SIMILAR, IN AREA, TO THE COMMUNITY IMPROVEMENT PROJECT AREA.

COMMERCIAL FACADE LOAN PROGRAMME BACKGROUND:

IN A REPORT SUBMITTED BY THE COMMUNITY DEVELOPMENT DEPARTMENT DATED 1985 DECEMBER 10 AND INCLUDED IN ITS CAPITAL BUDGET SUBMISSION, THE PLANNING AND DEVELOPMENT COMMITTEE APPROVED THE ESTABLISHMENT OF A NEW COMMERCIAL FACADE LOAN PROGRAMME. SUBSEQUENTLY, CITY COUNCIL GAVE THE DEPARTMENT OF COMMUNITY DEVELOPMENT AUTHORIZATION TO PROCEED WITH IMPLEMENTATION OF THE COMMERCIAL FACADE LOAN PROGRAMME BY ADOPTING ITEM 10 OF THE TWELFTH REPORT FOR 1986 OF THE PLANNING AND DEVELOPMENT COMMITTEE, 1986 JUNE 24.

THE BARTON GENERAL BUSINESS IMPROVEMENT AREA, DESIGNATED AS A COMMUNITY IMPROVEMENT PROJECT AREA UNDER SECTION 28 OF THE PLANNING ACT, 1983, ALONG WITH THIS COMMUNITY IMPROVEMENT PLAN, ENABLES THE COMMERCIAL FACADE LOAN PROGRAMME TO BE IMPLEMENTED. THIS PROGRAMME IS DESIGNED TO PROVIDE LOW INTEREST LOANS TO OWNERS OF COMMERCIAL PROPERTIES LOCATED WITHIN BUSINESS IMPROVEMENT AREAS (B.I.A.'s). THE MAXIMUM LOAN AMOUNT IS ESTABLISHED AT \$15,000 PER MUNICIPAL ADDRESS AT AN INTEREST RATE OF ONE-HALF THE RATE AT WHICH THE CITY COULD BORROW THE MONEY. THE LOANS WILL BE AMORTIZED OVER TEN (10) YEARS. THE ATTACHED APPENDIX "B" CONSTITUTES THE COMMERCIAL FACADE LOAN PROGRAMME GUIDELINES. SCHEDULE "A" IS A MAP OF THE COMMUNITY IMPROVEMENT PROJECT AREA, OR AREA OF IMPLEMENTATION.

COMMERCIAL IMPROVEMENT PROGRAMME BACKGROUND:

AT ITS MEETING HELD 1986, AUGUST 13, THE PLANNING AND DEVELOPMENT COMMITTEE REQUESTED THE DEPARTMENT OF COMMUNITY DEVELOPMENT TO UNDERTAKE THE PREPARATION OF A LONG TERM STRATEGIC PLANNING AND MANAGEMENT PLAN FOR EVALUATING FINANCIAL REQUESTS FOR ACTIVE AND FUTURE BUSINESS IMPROVEMENT AREAS (B.I.A.'s) IN THE CITY OF HAMILTON. SUBSEQUENTLY, ON 1986 SEPTEMBER 10, THE DEPARTMENT OF COMMUNITY DEVELOPMENT PROVIDED A FOLLOW-UP REPORT AND CAPITAL BUDGET SUBMISSION ADDRESSING THE COMMERCIAL IMPROVEMENT PROGRAMME. ON 1987 JANUARY 29, CITY COUNCIL APPROVED THE DEPARTMENT OF COMMUNITY DEVELOPMENT'S CAPITAL BUDGET SUBMISSION OF FIVE HUNDRED THOUSAND DOLLARS, (\$500,000) PER YEAR FOR THE NEXT FIVE (5) YEARS FOR A TOTAL OF TWO MILLION, FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000), FOR THE COMMERCIAL IMPROVEMENT PROGRAMME. CITY COUNCIL, AT ITS MEETING HELD 1987 MAY 26, ADOPTED ITEM #1 FROM THE 12TH REPORT OF THE EXECUTIVE COMMITTEE FOR 1987, RECOMMENDING THAT THE COMMERCIAL IMPROVEMENT PROGRAMME BE PROCEEDED WITH AT AN ESTIMATED GROSS COST OF TWO MILLION, FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000). BETWEEN FEBRUARY AND MAY OF 1987, SUBMISSIONS WERE ACCEPTED FOR THE PROGRAMME FROM ALL ELIGIBLE B.I.A.'s.

PRESENTLY, THERE ARE SIX (6) B.I.A.'s IN THE CITY OF HAMILTON:
I) INTERNATIONAL VILLAGE; II) OTTAWA STREET; III) WESTDALE
VILLAGE; IV) DOWNTOWN PROMENADE; V) JAMESVILLE; AND VI)
CONCESSION STREET. OTHER B.I.A.'s ARE EXPECTED TO BE FORMED OVER
THE NEXT FIVE (5) YEARS; HOWEVER, THEY WILL NOT BE ELIGIBLE FOR
THE COMMERCIAL IMPROVEMENT PROGRAMME UNTIL THEY HAVE BEEN IN
EXISTENCE FOR AT LEAST ONE (1) YEAR.

THE BARTON GENERAL B.I.A. WILL, THEREFORE, BE ELIGIBLE TO MAKE
SUBMISSIONS TO THE CITY OF HAMILTON IN 1988. ATTACHED AS
SCHEDULE 'C' IS THE COMMERCIAL IMPROVEMENT PROGRAMME AND
SELECTION CRITERIA.

CONCLUSION:

THE COMMUNITY IMPROVEMENT PLAN IS INTENDED TO BE ACTION ORIENTED, CONCENTRATING ON REHABILITATION OF EXISTING BUILDING FRONTAGES, RATHER THAN REDEVELOPMENT OR LARGE SCALE IMPROVEMENTS. OTHER IMPROVEMENT CHANGES WOULD INCLUDE MAINTENANCE AND CAMOUFLAGING OF UTILITY SERVICES AS STATED IN THE OFFICIAL PLAN: "UTILITY SERVICES SHOULD BE CAMOUFLAGED, AND IF APPROPRIATE, PLACED UNDERGROUND" (SUB-SECTION B.4,4.3). THE BEST APPROACH TO REVITALIZATION AND ENHANCEMENT OF BARTON STREET'S ROLE IN THE COMMERCIAL HIERARCHY OF THE CITY, IS TO RECOGNIZE THE INTER-RELATIONSHIP BETWEEN BUILDING FACADE STREETScape DESIGN AND MARKETING STRATEGY. WITH THIS IN MIND, THE COMMUNITY IMPROVEMENT PLAN IS FORMULATED WITH A VIEW TO BALANCING THE INTER-RELATED CONCERNS.

GUIDELINES

- LIMITED TO BUSINESS IMPROVEMENT AREAS (B.I.A.'s).
- ALL LOANS AT AN INTEREST RATE HALF OF THE CITY'S PRIME BORROWING RATE.
- MAXIMUM LOAN AMOUNT \$15,000. FOR FACADE AND EXTERIOR RENOVATION.
- MAXIMUM LOAN FOR FACADE \$10,000.
- LOAN AMORTIZED OVER TEN YEARS (OPEN).
- THE BUILDING ENVELOPE WOULD BE INSPECTED, INCLUDING EXTERIOR SHELL (FOUNDATION, EXTERIOR WALLS, ROOF, FIRE ESCAPES AND CHIMNEYS). ANY DEFICIENCIES WOULD HAVE TO BE CORRECTED BEFORE FACADE IMPROVEMENTS (STORE FRONTS, AESTHETICS, SIGNAGE, ETC.) WOULD BE CONSIDERED.
- LOAN SECURED BY LIEN ON TITLE. PROFESSIONAL FEES (ARCHITECTS, ENGINEERS, APPRAISERS, SOLICITORS, ETC.) ELIGIBLE EXPENSE.
- OWNERS ONLY COULD MAKE LOAN. HOWEVER, TENANTS COULD WORK WITH LANDLORDS, BUT LANDLORD MUST TAKE THE FINANCIAL COMMITMENT.
- EQUITY MUST BE SUFFICIENT TO COVER OUTSTANDING PROPERTY COMMITMENTS INCLUDING CITY LIEN.
- REPAYMENT WILL BE ON A MONTHLY BASIS BUT OPEN TO FULL REPAYMENT AT ANY TIME AT NO PENALTY.
- ALL MONEY COLLECTED ON REPAYMENT TO BE PLACED IN A RECYCLABLE ACCOUNT TO CONTINUE PROGRAMME AFTER ORIGINAL CAPITAL BUDGET ALLOCATION.
- MAXIMUM LOAN TO ANY ONE OWNER \$50,000.
- UNIT ELIGIBILITY WILL BE BASED ON LATEST REVISED BUSINESS ASSESSMENT ROLLS.
- LOANS TRANSFERABLE TO NEW OWNER PROVIDING NEW OWNER MEETS AND AGREES TO TERMS AND CONDITIONS OF LOAN.
- THE OWNER WILL OBTAIN TWO ESTIMATES FOR BUILDING ENVELOPE BASED ON INSPECTION, AND TWO FOR FACADE IMPROVEMENTS WANTED BY OWNER. (THE BUILDING DEPARTMENT WILL APPROVE THE ESTIMATES BASED ON THEIR INSPECTION). A FULL REPORT WILL BE PREPARED BY THE DEPARTMENT OF COMMUNITY DEVELOPMENT INCORPORATING OUR RECOMMENDATIONS AND THE BUILDING DEPARTMENT'S. THESE, WITH THE APPLICATION, WILL THEN BE FORWARDED TO THE PLANNING AND DEVELOPMENT COMMITTEE AND CITY COUNCIL FOR APPROVAL.

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- PROPERTY TAXES MUST BE CURRENT.
 - IF COST OF FACADE IMPROVEMENT EXCEEDS \$1,000., THE OWNER WILL BE REQUESTED TO OBTAIN THE SERVICE OF A DESIGN CONSULTANT TO ENSURE COMPATIBILITY WITH THE SURROUNDING PROPERTIES. ANY COST FOR THIS SERVICE WILL BE ELIGIBLE FOR FUNDING UNDER THE PROGRAMME.
 - ONLY COMPLETED WORK WHICH HAS BEEN INSPECTED WILL BE PAID FOR.
 - EXTERIOR REHABILITATION WORK WILL, IF AT ALL POSSIBLE, BE DONE FIRST BEFORE FACADE IMPROVEMENT.

SCHEDULE "C"

COMMERCIAL IMPROVEMENT PROGRAMME
FOR
THE BUSINESS IMPROVEMENT AREAS
(B.I.A.'S)
IN THE CITY OF HAMILTON

DEPARTMENT OF COMMUNITY DEVELOPMENT
1986 AUGUST

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I N D E X

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MAP OF B.I.A.'S	2
EXISTING B.I.A.'S AND PRIORITIES	3
B.I.A. ROAD CONSTRUCTION	4
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THE B.I.A. OR BUSINESS IMPROVEMENT AREA IS A BUSINESS COMMUNITY DESIGNATED BY CITY COUNCIL, UNDER JURISDICTION OF SECTION 217 OF THE MUNICIPAL ACT. LOCAL BUSINESS AND RETAIL DISTRICTS ARE THUS PROVIDED WITH THE NECESSARY LEGISLATION TO PROMOTE AND UPGRADE MUNICIPALLY OWNED LANDS IN THEIR COMMERCIAL AREAS. EACH B.I.A. MUST HAVE AN EXECUTIVE BOARD. ACCORDING TO THE MUNICIPAL ACT, AT LEAST ONE WARD ALDERMAN IS A MEMBER. IT IS THE CITY OF HAMILTON'S PRACTISE TO HAVE REPRESENTATION BY ALL AFFECTED WARD ALDERMEN.

THE OFFICIAL PLAN STATES, "IT IS THE GENERAL INTENT OF THE PLAN THAT COMMERCIAL DEVELOPMENT OCCUR IN AN ORDERLY MANNER, CONSISTENT WITH THE NEEDS OF THE COMMUNITY. THE PLAN PROMOTES A HEIRARCHY OF COMMERCIAL CATEGORIES TO BEST SERVE THE RESIDENTS OF THE CITY, AND TO RECOGNIZE AND ACCOMMODATE THE LOCATIONAL, TRADE AREA OR SPECIAL REQUIREMENTS OF BUSINESSES OF VARYING SIZE AND FUNCTION. THE PLAN PROMOTES A HIGH AESTHETIC QUALITY IN ALL COMMERCIAL AREAS AND ENDEAVOURS TO MINIMIZE THEIR IMPACTS ON ADJACENT LAND USES, MOST IMPORTANTLY, RESIDENTIAL USES."

3

EXISTING B.I.A.'S AND PRIORITIES:

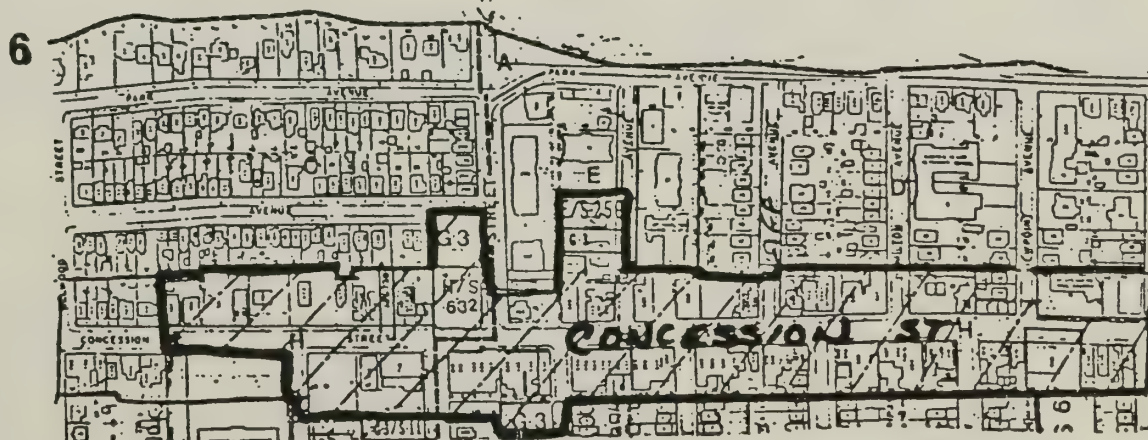
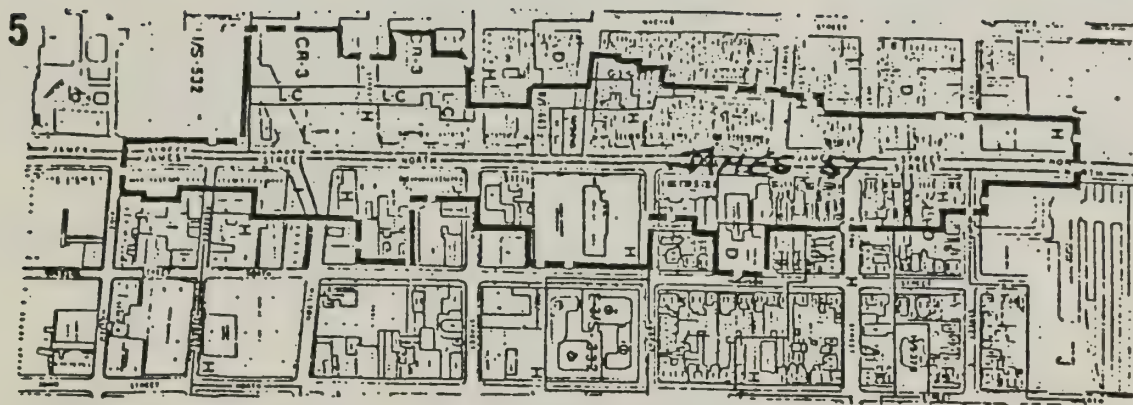
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THE CITY OF HAMILTON NOW HAS SIX B.I.A.'S ALL OF WHICH ARE IN THE PROCESS OF BECOMING COMMUNITY IMPROVEMENT PROJECT AREAS. THESE ARE: 1) INTERNATIONAL VILLAGE, 2) OTTAWA STREET, 3) WESTDALE, 4) DOWNTOWN PROMENADE, 5) JAMESVILLE AND 6) CONCESSION STREET. THE "CENTRAL POLICY AREA", WITH RESPECT TO THE OFFICIAL PLAN INCLUDES JAMESVILLE, DOWNTOWN PROMENADE AND INTERNATIONAL VILLAGE B.I.A.'S. THE OFFICIAL PLAN STATES "THE CENTRAL POLICY AREA IS RECOGNIZED AS THE HIGHEST LEVEL IN THE COMMERCIAL HEIRARCHY AND IS PROMOTED AS THE PRINCIPAL RETAIL CENTRE FOR BOTH THE CITY AND THE REGION, OFFERING THE WIDEST RANGE OF GOODS AND SERVICES". "FURTHER, THE PLAN PROMOTES SHOPPING CENTRES OF VARYING SIZES, RANGING FROM SUB REGIONAL SHOPPING CENTRES DOWN TO THE SMALLER NEIGHBOURHOOD SHOPPING CENTRES".

AMONG THE CONCERNS OF THE B.I.A.'S I.E., GRANTS TO HIRE STAFF, PARKING, SECURITY, LIGHTING, BEAUTIFICATION, KIOSKS OR INFORMATION BOARDS AND THE COMMERCIAL FACADE LOAN PROGRAMME (REFER TO APPENDIX 'A') THE PREDOMINANT ISSUE IS PARKING. THE OFFICIAL PLAN STATES, "IT IS INTENDED THAT ALL COMMERCIAL AREAS BE READILY AND SAFELY ACCESSIBLE AND BE PROVIDED WITH ADEQUATE PARKING AND LOADING FACILITIES". SINCE MANY OF THE B.I.A. PARKING AREAS ARE CLOSE TO RESIDENTIAL AREAS, BUFFER TREATMENTS AND PARKING GO HAND-IN-HAND. THE OFFICIAL PLAN STATES, "ACCESS DRIVE AND PARKING WILL BE SCREENED AND/OR BUFFERED SUCH THAT NOISE, LIGHT OR UNDESIRABLE VISUAL IMPACTS EMANATING FROM NEIGHBOURING COMMERCIAL USE ARE MITIGATED". FOR THOSE B.I.A.'S WHICH HAVEN'T HAD ANY PHYSICAL IMPROVEMENTS DONE, IN TERMS OF BEAUTIFICATION, THIS IS THEIR NEXT PRIORITY .

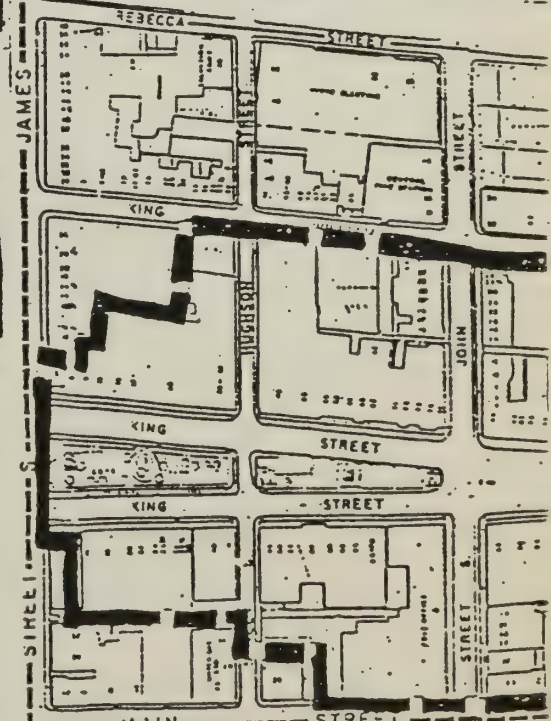
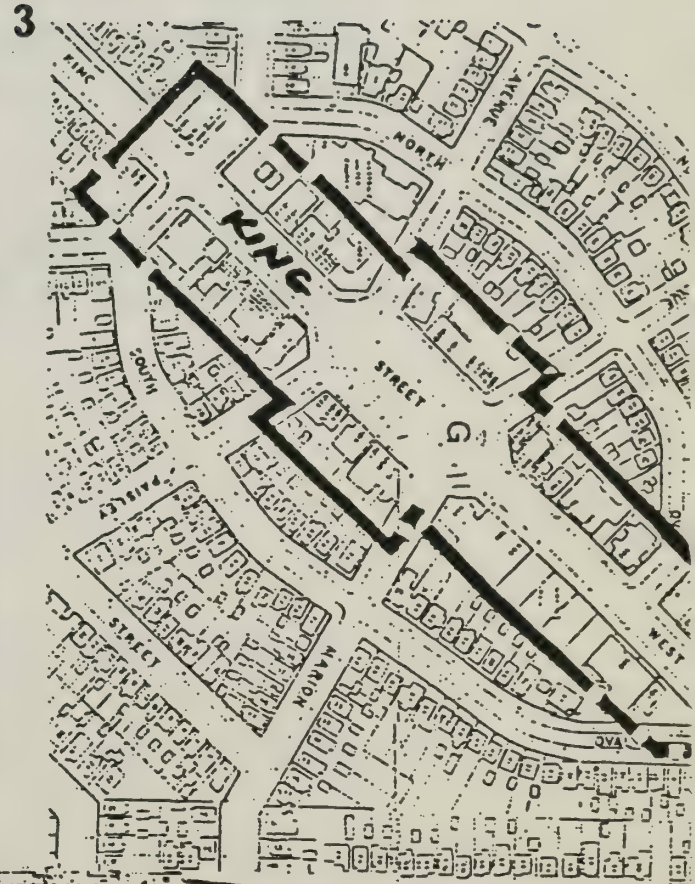
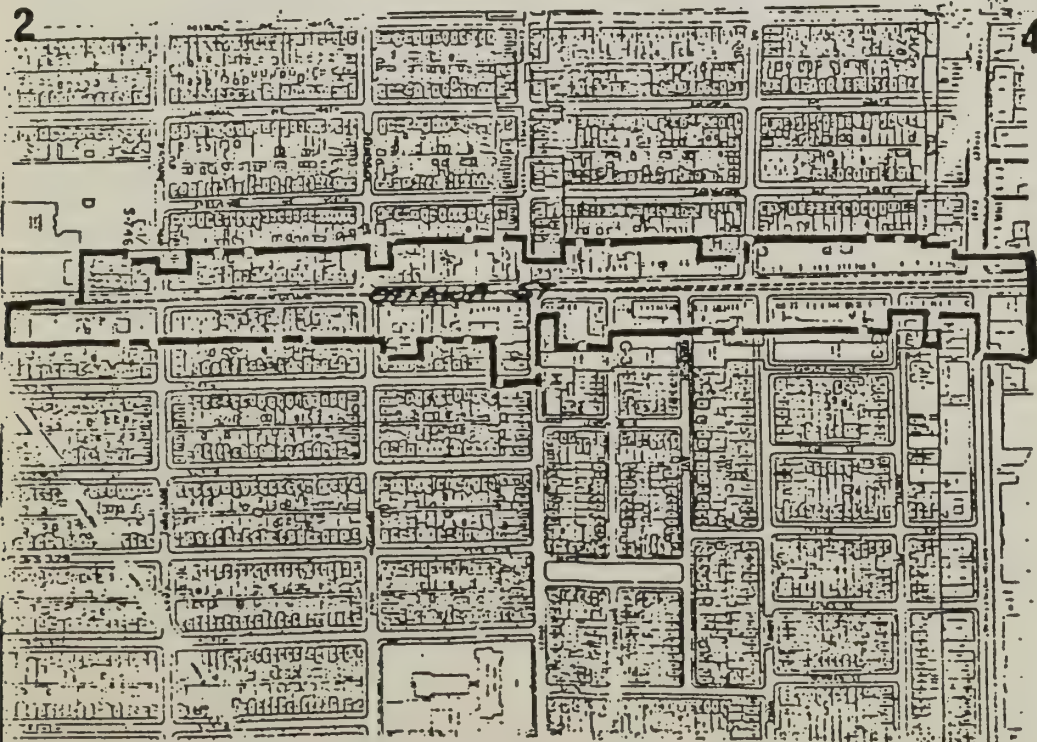
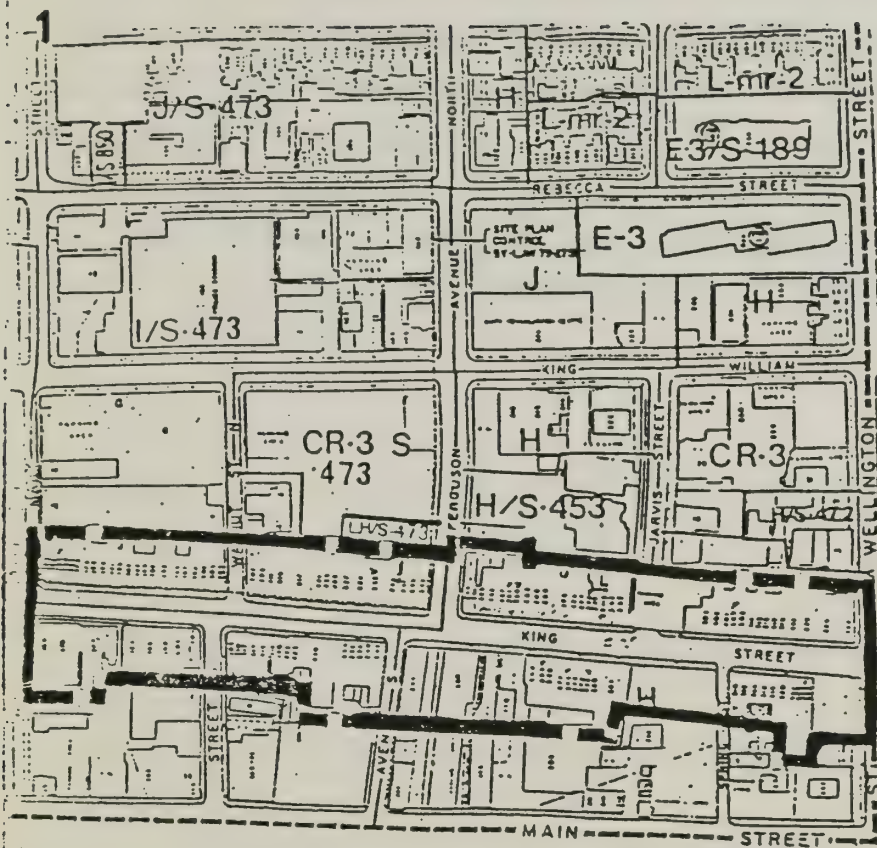
B.I.A. ROAD CONSTRUCTION:

MANY OF THE B.I.A.'S HAVE PARKING AND BEAUTIFICATION SLOTTED IN THE TOP POSITIONS ON THEIR LIST OF PRIORITIES. ROADS AND SIDEWALKS ARE AN EXTENSION OF THIS. APPENDIX 'B' ILLUSTRATES THE VARYING NEEDS OF THE B.I.A.'S BASED UPON CURRENT COMPLETED CONSTRUCTION.



LEGEND

Area	Number of persons	Total budget
— 1. International Village	106	\$60,000
— 2. Ottawa Street	154	\$75,000
— 3. Westdale	82	\$12,000
— 4. Downtown Promenade	263	\$125,000
— 5. Jamesville	195	\$49,000
— 6. Concession Street	101	\$12,000



PHYSICAL OBSERVATION AND FUTURE TRENDS:

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STAFF OF COMMUNITY DEVELOPMENT, IN TOURING THE B.I.A.'S TO TAKE A PHYSICAL INVENTORY OF WHAT WAS PRESENT, FUTURE NEEDS AND IMPROVEMENTS WERE CONSIDERED. POSSIBLE UPCOMING NEEDS COULD BE AS FOLLOWS:

INTERNATIONAL VILLAGE B.I.A. (GENERALLY, BOUNDARIES ARE KING STREET EAST BETWEEN WELLINGTON AND MARY STREETS INCLUDING 16 JARVIS STREET):

- FACADE IMPROVEMENTS
- CLEAN UP OF STREETS AND SIDEWALKS
- PROVISION OF MORE BENCHES
- RESURFACE ROAD
- BUFFER TREATMENT FOR EXISTING PRIVATE AND PUBLIC PARKING LOTS INCLUDING VISIBLE SIGNAGE
- SOMETHING SHOULD BE DONE WITH UNUSED, OLD, RUNDOWN VACANT BUILDINGS
- MINI PARKETTE AREA (E.G. WELLINGTON PARK)
- "OLDE KING STREET EAST" DECORATIVE PLAQUES INSTALLED
- REMOVE OLD OBTRUSIVE STORE SIGNAGE

DOWNTOWN PROMENADE B.I.A. (GENERALLY, BOUNDARIES ARE KING STREET EAST FROM JAMES TO MARY STREETS INCLUDING PART OF MAIN STREET, HUGHSON STREET, KING WILLIAM, JOHN AND CATHARINE STREETS):

- GENERAL CLEAN-UP OF AREA
- INTEGRATION OF BUS SHELTERS AT STRATEGIC LOCATIONS
- REVIEW OF STREET CLOSING FOR PEDESTRIAN MALLS
- REMOVE "STOP" LIGHTS ON KING STREET AND IMPROVE PEDESTRIAN SAFETY AND TRAFFIC FLOW I.E., INSTALL BRIDGE WALKWAY



JAMESVILLE B.I.A. (GENERALLY, BOUNDARIES ARE JAMES STREET NORTH, KING WILLIAM TO MURRAY STREET):

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- GENERAL CLEAN-UP OF AREA - I.E., STREETS, ROADS, REMOVE LITTER, WASH AREA
- RENEWAL OF SIDEWALK SURFACE
- PROVISION OF BANNERS (APPROVED BY CITY COUNCIL 1986 MAY 27, ELEVENTH PLANNING AND DEVELOPMENT COMMITTEE REPORT FOR 1986)
- INSTALL PLANTS AND FLOWER POTS
- INSTALL CORNER PARKETTE
- INSTALL BENCHES
- INSTALL LITTER CONTAINERS
- REMOVE OLD POLES AND HAVE NEW TRILIGHT POLES
- REMOVE OVERHEAD WIRING (INSTALLED UNDERGROUND)
- INCREASE OFF-STREET PARKING AND/OR VISIBILITY OF PARKING
- BUFFER TREATMENTS FOR PARKING LOTS
- FACADE IMPROVEMENTS
- ENCOURAGE RESTORATION OF HERITAGE FEATURES
- IMPROVEMENT OF STORE SIGNAGE
- * MANY OF THESE CONCERNS COULD BE FEATURED IN PHASE V OF THE DOWNTOWN ACTION PLAN

OTTAWA STREET B.I.A. (GENERALLY, BOUNDARIES ARE OTTAWA STREET NORTH, MAIN STREET TO BARTON STREET):

- INSTALL BANNERS
- RESURFACE ROAD
- INSTALL NEW SIDEWALKS WITH BRICK WORK
- INSTALL FLOWER POTS
- INCREASE NUMBER OF LITTER CONTAINERS
- REMOVE OVERHEAD WIRING (INSTALL UNDERGROUND)
- INSTALL NEW LIGHT FIXTURES AND POLES TO COMPLIMENT AREA
- INSTALL LONG PLEXIGLASS AWNING ON BOTH SIDES OF OTTAWA STREET WITH MUSIC PIPED IN
- BUFFER EXISTING PARKING LOTS
- INSTALL BUS SHELTERS - PLEXIGLASS
- GENERAL CLEAN-UP OF AREA, I.E. WASH STREET AND SIDEWALKS
- FACADE IMPROVEMENTS

CONCESSION STREET B.I.A. (GENERALLY, BOUNDARIES ARE CONCESSION STREET, BELWOOD STREET TO POPLAR AVENUE):

- INCREASE NUMBER OF LITTER CONTAINERS ON ONE SIDE OF THE STREET
- RESURFACE THE ROAD
- INSTALL AWNINGS IN THE COLOURS OF THE B.I.A. LOGO
- INSTALL MORE TREES AND FLOWERS
- REMOVE OVERHEAD WIRING (INSTALL UNDERGROUND)
- INCREASE "OLD FASHIONED POST LIGHTING"
- INCREASE PARKING - OFF STREET
- BUFFER EXISTING PARKING LOTS
- INSTALL PLEXIGLASS BUS SHELTERS TO COMPLIMENT AREA

WESTDALE VILLAGE B.I.A. (GENERALLY, BOUNDARIES ARE KING STREET WEST, CLINE STREET TO STERLING STREET):

- INSTALL BANNERS
- REMOVE WIRING OVERHEAD AND INSTALL UNDERGROUND
- INSTALL NEW LIGHTING CONSISTENT WITH "VILLAGE" CONCEPT
- INCREASE SHRUBS AND FLOWERS
- INSTALL PLEXIGLASS BUS SHELTERS OR SOMETHING TO COMPLIMENT AREA
- BUFFER EXISTING PARKING LOTS IN ARCADE AREA
- REMOVE STREET PARKING METERS
- INCREASE PARKING LOTS
- INSTALL CORNER PARKETTES AT ARCADE INTERSECTIONS
- INSTALL BENCHES
- INSTALL LITTER CONTAINERS
- "WESTDALE VILLAGE" DIRECTIONAL SIGNAGE INTO THE AREA FROM KING AND MAIN STREETS TO BE INSTALLED

FUNDING

THERE ARE MANY FACTORS TO CONSIDER WHEN SETTING A PRIORITY SYSTEM TO ASSIST THE B.I.A.'S IN FINANCIAL TERMS. THE FOLLOWING MAY NEED TO BE ADDRESSED:

- SHOULD FUNDING BE ALLOCATED BASED ON THE AGE OF THE B.I.A. I.E. OLDEST FIRST (IN WHICH CASE INTERNATIONAL VILLAGE IS THE OLDEST WITH CONCESSION STREET AND DOWNTOWN PROMENADE TO FOLLOW, THEN JAMESVILLE AND THE YOUNGEST BEING WESTDALE AND OTTAWA STREET) OR THE AGE OF THE COMMERCIAL AREA?
- SHOULD FUNDING FOR SOFT SURFACES BE ON A 75/25 BASIS WITH AN AGREEMENT BETWEEN THE CITY AND THE B.I.A.? (HARD SURFACES - CITY/REGION RESPONSIBILITY)
- SHOULD THE CITY REQUEST A STUDY PLAN FROM THE B.I.A. AS PART OF THEIR CONTRIBUTION?
- SHOULD THE CITY ADDRESS ACCORDING TO THE PRIORITY GIVEN TO NEEDS ASSESSED I.E. ROAD AND SIDEWALK SERVICES COMPLETED THEN CONSIDER BEAUTIFICATION?
- SHOULD EACH B.I.A. BE GRANTED "X" NUMBER OF DOLLARS BASED ON THEIR SIZE AND ALLOW THEM TO SPEND IT BASED ON THEIR OWN SET OF PRIORITIES?
- INTERNATIONAL VILLAGE, JAMESVILLE AND DOWNTOWN PROMENADE B.I.A.'S HAVE BEEN GIVEN PRIORITY SINCE THEY ARE IN THE "CENTRAL POLICY AREA"

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POTENTIAL B.I.A.'S:

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THE CITY OF HAMILTON HAS UNDERGONE EXTENSIVE REDEVELOPMENT IN THE PAST FEW YEARS. AS A RESULT, BUSINESS ASSOCIATIONS HAVE AN INCREASED DESIRE TO BETTER THEIR OWN COMMERCIAL AREAS. THIS DISPLAYS ITSELF IN HAMILTON'S SIX B.I.A.'S AND FOUR POTENTIAL B.I.A.'S THESE FOUR BEING JAMES STREET SOUTH, BARTON STREET, HESS VILLAGE AND LOCKE STREET.

PRESENTLY, JAMES STREET SOUTH AND BARTON STREET HAVE CONTACTED THE DEPARTMENT OF COMMUNITY DEVELOPMENT FOR INFORMATION TO FORM A B.I.A. IN THEIR AREA. HESS VILLAGE MERCHANTS HAVE MET WITH STAFF FROM THE DEPARTMENT OF COMMUNITY DEVELOPMENT BUT NO DECISION HAS BEEN MADE, ON THE PART OF THE MERCHANTS, WHETHER TO FORM A B.I.A. OR NOT. LOCKE STREET, PREVIOUSLY, TRIED TO FORM A B.I.A. BUT DUE TO SUFFICIENT OBJECTIONS FROM MERCHANTS IN THE AREA, THE B.I.A. COULD NOT BE ADOPTED. THERE MAY BE A REKINDLING ATTEMPT TO FORM A B.I.A. IN THE FUTURE.

OTHER TRADITIONAL BUSINESS AREAS LACKING ASSISTANCE AND MUNICIPAL RECOGNITION AS A VIABLE AREA MAY INCLUDE KENILWORTH AVENUE, UPPER JAMES NORTH OF FENNEL, PARKDALE AVENUE AND MAIN STREET WEST OF COOTES DRIVE.

SUMMARY

IN CONSIDERING THE AFOREMENTIONED, LARGE PROJECTS MAY NEED TO BE "PHASED IN" DUE TO THE COST AND WORK TO BE DONE. ROAD AND SIDEWALK RENEWAL COULD BE ABSORBED BY THE ENGINEERING DEPARTMENT I.E., THEIR ROAD RESURFACING SCHEDULE. THE APPROXIMATE COST FOR ROAD AND CURB RECONSTRUCTION, BASED ON FOUR LANE ROADS, WOULD BE \$270. TO \$300./LINEAR FOOT.

AESTHETIC IMPROVEMENTS COULD RANGE IN COST FROM \$0.00 - \$500.00 LINEAR FOOT.

THE TERM LINEAR METRE DENOTES ONE METRE IN LENGTH, BUT INCLUDES THE ENTIRE ROAD/SIDEWALK.

APPENDIX 'A'

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<u>B.I.A.</u>	<u>CONCERN IDENTIFIED BY B.I.A.</u>	<u>PRIORITY</u>
INTERNATIONAL VILLAGE	PARKING	1
	GRANTS TO HIRE STAFF	2
	LIGHTING	3
	BEAUTIFICATION	4
	INFORMATION BOARDS	5
	SECURITY	6
	FACADE LOAN PROGRAMME	7
OTTAWA STREET	PARKING	1
	BEAUTIFICATION	2
	SECURITY	3
	GRANTS TO HIRE STAFF	4
	FACADE LOAN PROGRAMME	5
	LIGHTING	6
	INFORMATION BOARDS	7
WESTDALE VILLAGE	PARKING	1
	BEAUTIFICATION	2
	LIGHTING	3
	SECURITY	4
	FACADE LOAN PROGRAMME	5
	GRANTS TO HIRE STAFF	6
	INFORMATION BOARDS	7

APPENDIX 'A' CONTINUED

B.I.A.	CONCERN IDENTIFIED BY B.I.A.	PRIORITY
DOWNTOWN PROMENADE	PARKING	1
	SECURITY	2
	FACADE LOAN PROGRAMME	3
	LIGHTING	4
	INFORMATION BOARDS	5
	BEAUTIFICATION	6
	GRANTS TO HIRE STAFF	7
JAMESVILLE	BEAUTIFICATION	1
	LIGHTING	2
	PARKING	3
	SECURITY	4
	FACADE LOAN PROGRAMME	5
	GRANTS TO HIRE STAFF	6
	INFORMATION BOARDS	7
CONCESSION STREET	PARKING	1
	GRANTS TO HIRE STAFF	2
	FACADE LOAN PROGRAMME	3
	LIGHTING	4
	SECURITY	5
	BEAUTIFICATION	6
	INFORMATION BOARDS	7

AREA
B.I.A.

SIDEWALK

ROAD

INTERNATIONAL VILLAGE - KING STREET EAST BETWEEN MARY AND WELLINGTON STS. - JARVIS ST.	1985 1976	1969 1976
OTTAWA STREET - OTTAWA STREET BETWEEN MAIN AND BARTON STREETS	1960	1960
WESTDALE VILLAGE - KING STREET WEST EAST LEG OF CLINE TO STERLING STREET	1986	1986
DOWNTOWN PROMENADE - KING ST. E., JAMES TO MARY ST. - KING WILLIAM, JAMES TO MARY ST. - KING WILLIAM JAMES TO JOHN - KING WILLIAM JOHN TO CATHARINE - MAIN ST. E., JAMES TO JOHN - HUGHSON ST. (MAIN TO KING) - HUGHSON ST. (KING TO KING WILLIAM) - CATHARINE ST.	1984 1984 1985 1986 1973 1986 1978 1986	1969 1957 1957 1986 1973 1969 1978 1986

AREA
B.I.A.

SIDEWALK

ROAD

JAMESVILLE - JAMES ST. - VINE TO MURRAY STREET	1964	1973
CONCESSION STREET - CONCESSION ST. - POPLAR TO BELWOOD ST.	1986	1969

COMMERCIAL IMPROVEMENT PROGRAMME
SELECTION CRITERIA
FOR
B.I.A.'S
IN THE CITY OF HAMILTON

DEPARTMENT OF COMMUNITY DEVELOPMENT
1986 SEPTEMBER

THE DEPARTMENT OF COMMUNITY DEVELOPMENT, IN ESTABLISHING THE SELECTION GUIDELINES FOR THE COMMUNITY IMPROVEMENT PROGRAMME, ADDRESSED ITEMS THAT THE B.I.A.'S STUDY SHOULD INCLUDE AS WELL AS THE CRITERIA TO BE USED IN EVALUATING FINANCIAL REQUESTS FROM THE B.I.A.'S. THE FOLLOWING PROVIDES AN OUTLINE OF THE SELECTION PROCESS. THE DEPARTMENT OF COMMUNITY DEVELOPMENT IN PREPARING RECOMMENDATIONS FOR THE PLANNING AND DEVELOPMENT COMMITTEE WILL ADDRESS EACH OF THE FOLLOWING POINTS:

CRITERIA FOR AREA

1. AGE OF HARD SERVICES:

PRIORITY WILL BE GIVEN ON THE AGE AND CONDITION OF HARD SURFACES (I.E., OLDEST MOST NEEDY), INCLUDING THE SHARING OF COSTS WITH THE REGION BASED ON THEIR RECONSTRUCTION-RESURFACING SCHEDULE.

2. MARKET CATCHMENT AREA:

THE TYPE OF COMMERCIAL NEEDS IT CATERS TO, I.E., NEIGHBOURHOOD SHOPPING, REGIONAL MALL, TOURIST AREA AND/OR ETHNIC FLAVOUR, WILL BE CONSIDERED.

3. STABILITY OF B.I.A.:

THE B.I.A. MUST BE IN EXISTANCE AND OPERATING FOR AT LEAST ONE YEAR.

4. CENTRAL AREA:

AS STATED IN THE OFFICIAL PLAN, "THE CENTRAL POLICY AREA IS RECOGNIZED AS THE HIGHEST LEVEL IN THE COMMERCIAL HIERARCHY AND IS PROMOTED AS THE PRINCIPAL RETAIL CENTRE FOR BOTH THE CITY AND THE REGION, OFFERING THE WIDEST RANGE OF GOODS AND SERVICES." THUS CONSIDERATION WILL BE GIVEN BASED ON THE AFOREMENTIONED, TO THE B.I.A.'S IN THE CENTRAL POLICY AREA.

5. MUNICIPAL EXPENDITURE:

THE LAST MAJOR MUNICIPAL EXPENDITURE IN THE AREA WILL BE CONSIDERED IN TERMS OF WHEN AND HOW MANY MUNICIPAL DOLLARS SPENT.

6. B.I.A. STUDY:

THE B.I.A. STUDY SUBMITTED WILL BE ASSESSED BASED ON: THE SCOPE AND NATURE OF THE SUBMISSION, THE BREAKDOWN OF HARD AND SOFT SERVICES, LONG TERM OBJECTIVES AND GOALS, A CLEAR MAJORITY OF 60/40 B.I.A. MEMBERS IN FAVOUR OF THE IMPROVEMENTS PROPOSED - THIS ASCERTAINED BY MEANS OF A GENERAL MEMBERSHIP MEETING OR AN INDIVIDUAL POLL TO AVOID POTENTIAL CONFLICTS AND FACILITATE IMPLEMENTATION.

- 2 -

7. UNIQUENESS OF PROPOSAL:

NEW, IMAGINATIVE IDEAS CONDUCTIVE TO HAMILTON'S FUTURE GROWTH WILL BE FAVOURABLY CONSIDERED.

8. COMMERCIAL FACADE LOAN PROGRAMME:

THE VIABILITY OF IMPLEMENTATION OF THE COMMERCIAL FACADE LOAN PROGRAMME WILL BE CONSIDERED BASED UPON THE AGE OF BUILDINGS, AND ANY ARCHITECTURAL OR HISTORICAL SIGNIFICANCE.

CRITERIA FOR MUNICIPAL EXPENDITURE

1. STAGED PROJECT:

ANY ACCEPTABLE PROPOSAL EXCEEDING AVAILABLE FUNDS WILL BE CONSIDERED AS A STAGED PROJECT OVER A NUMBER OF YEARS.

2. SPECIFIC STAGING:

ANY PROPOSAL OVER \$500,000, MUST ALSO PROVIDE SPECIFIC STAGING AND PRIORITIES FOR IMPLEMENTATION I.E., IF APPROVAL NOT GIVEN FOR STAGE 2 THE PROJECT COMPLETED (STAGE 1) STANDS ON ITS OWN MERIT. EACH YEAR PROPOSALS ARE REVIEWED AND ALLOCATIONS MADE. THUS THE PLANNING AND DEVELOPMENT COMMITTEE AND SUBSEQUENTLY CITY COUNCIL CAN TERMINATE OR POSTPONE STAGES OF THE PROGRAMME PRIOR TO NEXT YEARS' ALLOCATION.

3. MAINTENANCE COSTS:

THE ONGOING MAINTENANCE COSTS TO THE CITY OF HAMILTON AND THE REGION WILL BE CONSIDERED.

STUDY

1. MARKET CATCHMENT AREA:

THE TYPE OF COMMERCIAL NEEDS THE B.I.A. CATERS TO, I.E., NEIGHBOURHOOD SHOPPING, REGIONAL MALL, TOURIST AREA OR ETHNIC FLAVOUR MUST BE OUTLINED IN THE B.I.A. PROFESSIONAL STUDY SUBMISSION.

2. B.I.A. STUDY:

THE STUDY MUST INCLUDE BREAKDOWN OF HARD AND SOFT SERVICES, PRELIMINARY COST ESTIMATES, LONG TERM GOALS AND OBJECTIVES, REFERENCE TO A CLEAR MAJORITY (60/40) IN FAVOUR OF PROPOSED CHANGES, I.E., GENERAL MEETING OR MERCHANT POLL TO CONFIRM

3. CONDITION OF BUILDING:

THE AGE OF BUILDINGS RELATIVE TO THEIR HISTORICAL OR ARCHITECTURAL SIGNIFICANCE MUST BE ADDRESSED TO ASCERTAIN THE VIABILITY OF THE IMPLEMENTATION OF LOAN/GRANT PROGRAMMES (I.E., HERITAGE, COMMERCIAL FACADE, LOW RISE).

SUMMARY

THE DEPARTMENT OF COMMUNITY DEVELOPMENT WOULD PREPARE RECOMMENDATIONS TO THE PLANNING AND DEVELOPMENT COMMITTEE BASED ON THE PRECEDING GUIDELINES.

ASSISTANCE WILL ALSO BE GIVEN TO THE B.I.A.'S WITH RESPECT TO THE TERMS OF REFERENCE FOR THE PROFESSIONAL STUDY UNDERTAKEN FINANCIALLY BY THE B.I.A. THE B.I.A.'S MUST UNDERSTAND AND ACKNOWLEDGE IN WRITING THAT THE SUBMISSION OF THE STUDY DOES NOT NECESSITATE THE ALLOCATION OF FUNDS BY THE MUNICIPALITY.

THE COMMERCIAL IMPROVEMENT PROGRAMME WILL BE LIMITED TO B.I.A.'S IN EXISTENCE AND OPERATION FOR ONE YEAR FOR THE FOLLOWING REASONS:

- A) THERE IS A DEFINITE NEED FOR A STABLE POLITICAL SYSTEM AND STRUCTURE TO EFFECTIVELY ENSURE MAJORITY APPROVAL.
- B) DUE TO THE PRESENT LIMITATIONS OF THE ANNUAL CAPITAL BUDGET THERE WILL NOT BE ENOUGH FUNDING AVAILABLE TO MAKE THIS PROGRAMME AVAILABLE TO NEW B.I.A.'S DURING THEIR FIRST YEAR OF OPERATION.
- C) THE B.I.A. LEGISLATION PROVIDES AN IDEAL MECHANISM FOR THE BUSINESS COMMUNITY TO COLLECT THE NECESSARY FUNDING FOR THE REQUIRED STUDY.

The Corporation of the City of Hamilton

BY-LAW NO. 88- 13

To Amend:

Zoning By-law No. 86-196

Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF
STONE CHURCH ROAD WEST AND UPPER PARADISE ROAD

WHEREAS By-law No. 86-196, passed on the 25th day of June, 1986 rezoned the land, the extent and boundaries of which are shown on a plan annexed to the said Bylaw as Schedule "A", from "G" (Neighbourhood Shopping Centre, etc.) district to "CR-2" (Commercial-Residential) district and provided for special requirements as therein set out;

AND WHEREAS no notice of appeal having been filed against the decision of City Council to enact the said By-law, the By-law came into force on the day it was passed;

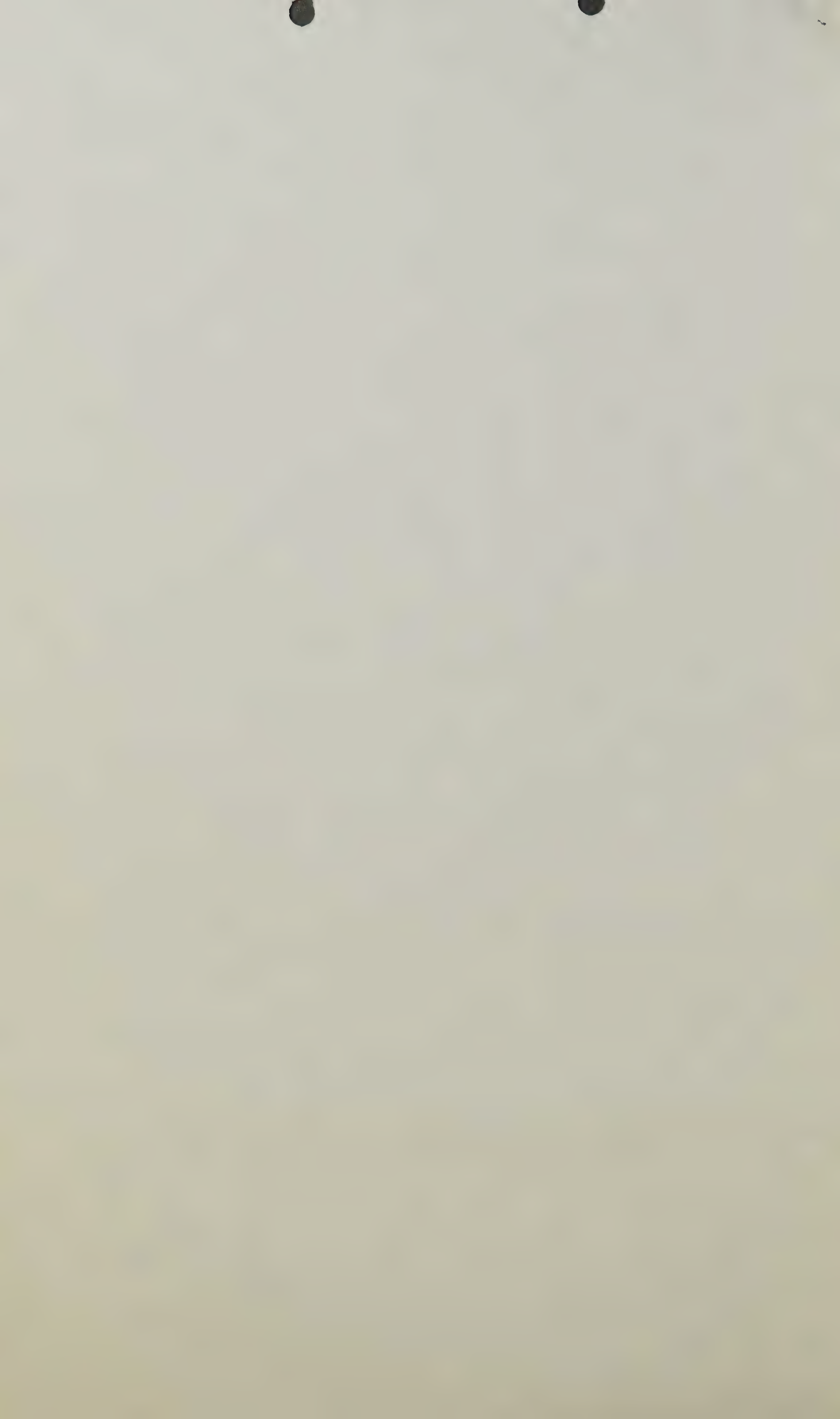
AND WHEREAS the northerly and southerly boundaries of the land incorrectly show lengths of 110.036 m and 122.226 m, respectively, on Schedule "A" to By-law No. 86-196;

AND WHEREAS it is intended to amend By-law No. 86-196 by establishing a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821), in order to correct the dimensions aforesaid;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 86-196 is hereby deleted and Schedule "A" annexed hereto and forming part of this by-law is substituted therefor.



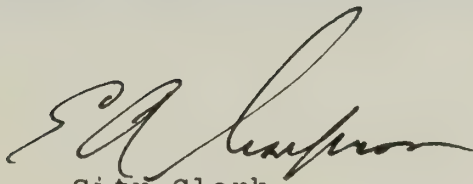
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "CR-2" district provisions, subject to the special requirement of correct dimensions shown on Schedule "A" annexed hereto.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-959a".

4. Sheet No. W-37C of the District Maps is amended by marking the land shown on Schedule "A" to this by-law, S-959a".

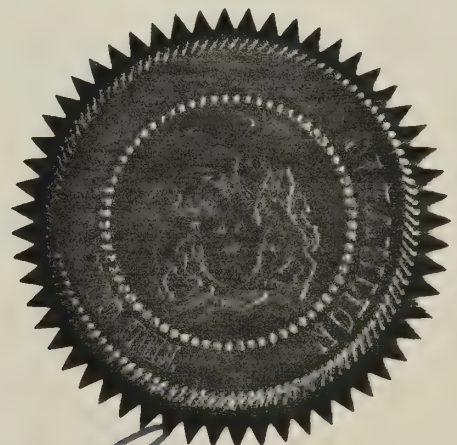
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 12th day of January A.D. 1988.

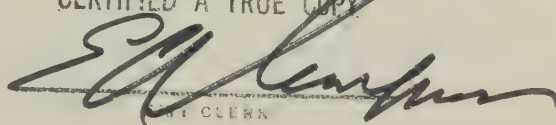

City Clerk


Mayor

(1986) 10 R.P.D.C. 5, May 13
Arosa Properties Limited, Owner
ZA-86-17



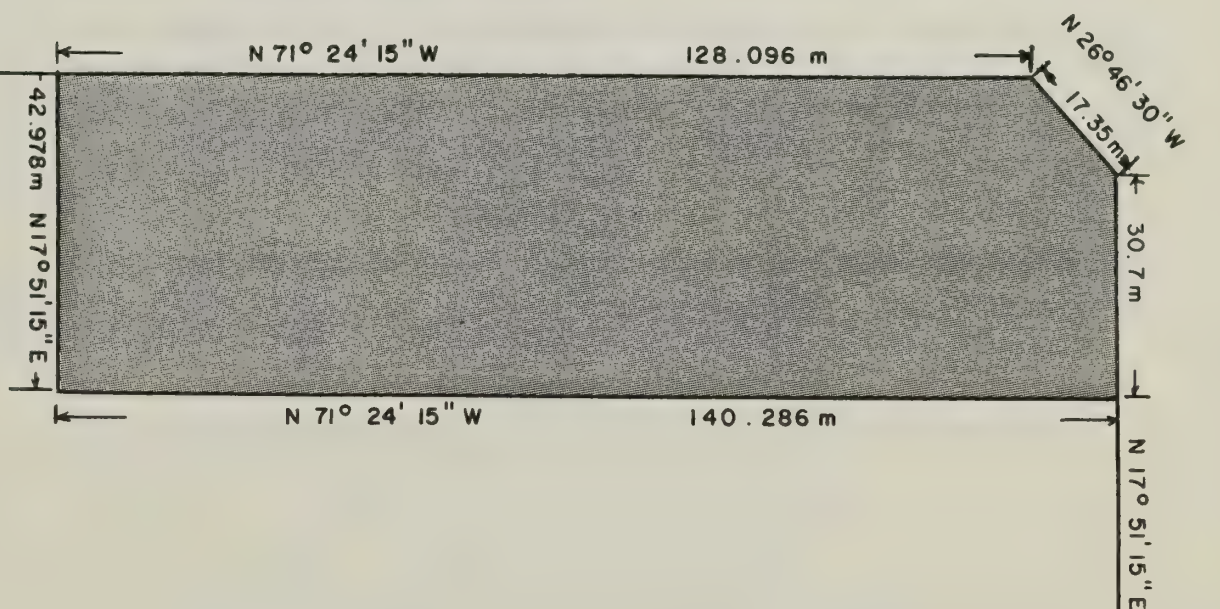
CERTIFIED A TRUE COPY


CITY CLERK



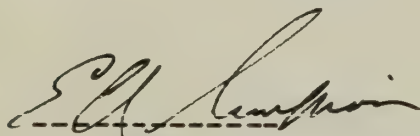
(NOTE: THIS IS A REVISED SCHEDULE "A"
TO BY-LAW NO. 86-196)

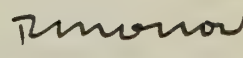
STONE CHURCH ROAD WEST



ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88-13
PASSED THE 12th DAY OF January, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"

MAP FORMING PART OF
BY-LAW N° 88-13
TO AMEND BY-LAW N° 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "G" (NEIGHBOURHOOD SHOPPING CENTRE, ETC.) DISTRICT, MODIFIED TO "CR-2" (COMMERCIAL-RESIDENTIAL) DISTRICT.

North



Scale
NOT TO SCALE

Date
OCT.30, 1987

Reference File No.
ZA-86-17

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 14

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE AREA EAST OF ELEANOR AVENUE,
BETWEEN DULGAREN STREET AND ALMA AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

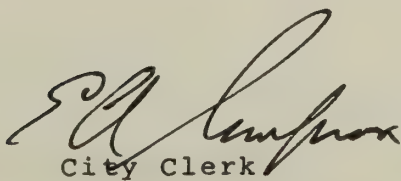
1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

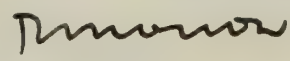
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Blocks 1 and 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

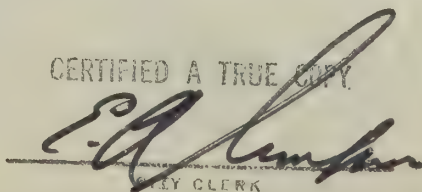
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

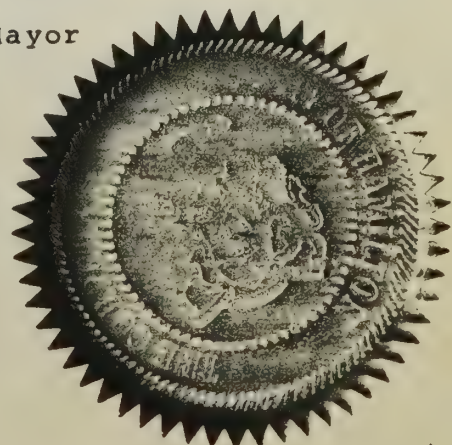
PASSED this 12th day of January , A.D. 1988.


City Clerk

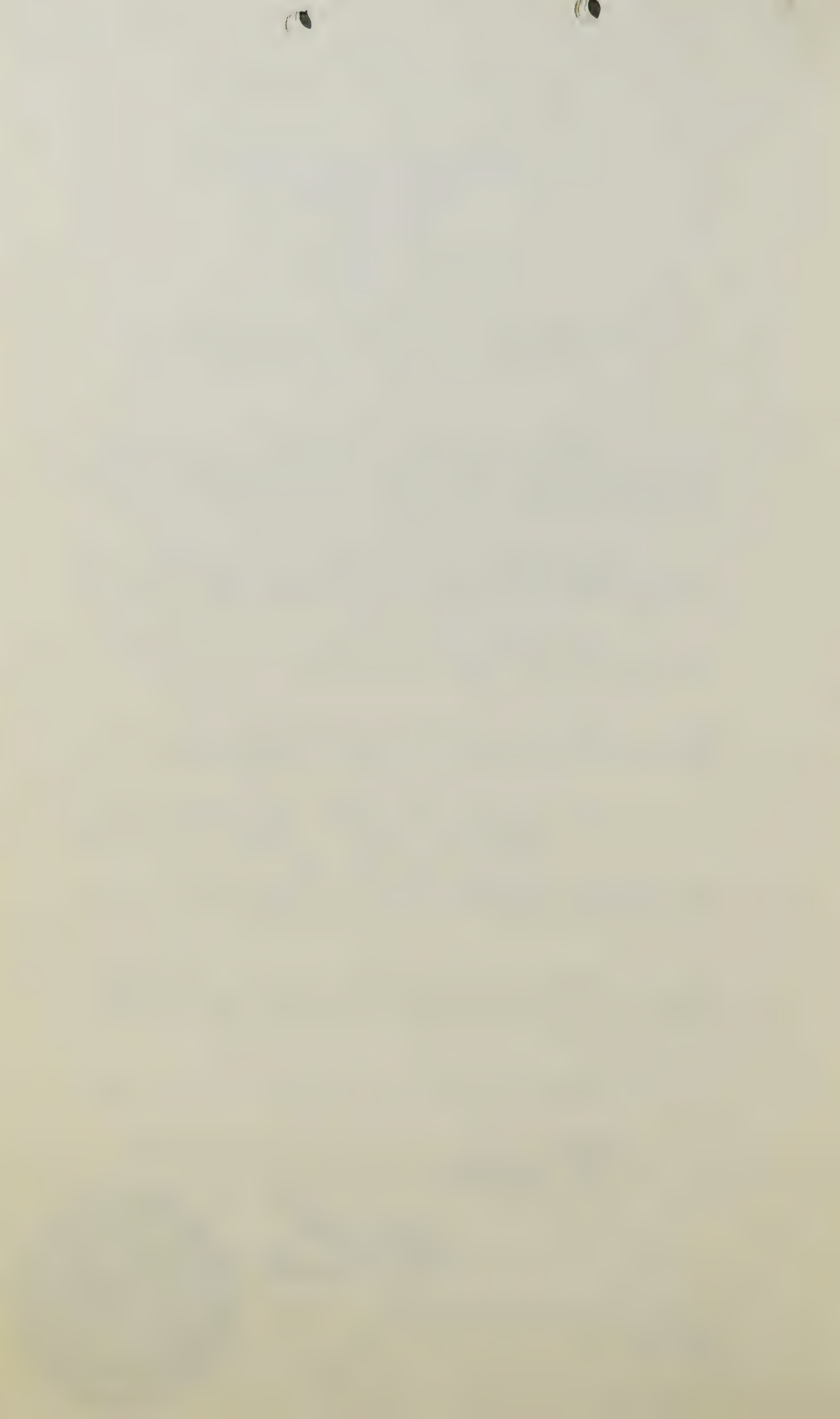

Mayor

CERTIFIED A TRUE COPY


CITY CLERK



(1987) 24 R.P.D.C. 11, December 8
Bar-Brock Enterprises, Owner
ZA-87-110





The Corporation of the City of Hamilton

BY-LAW NO. 88- 15

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 25 HIGH STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "B" (Suburban Agriculture and Residential, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

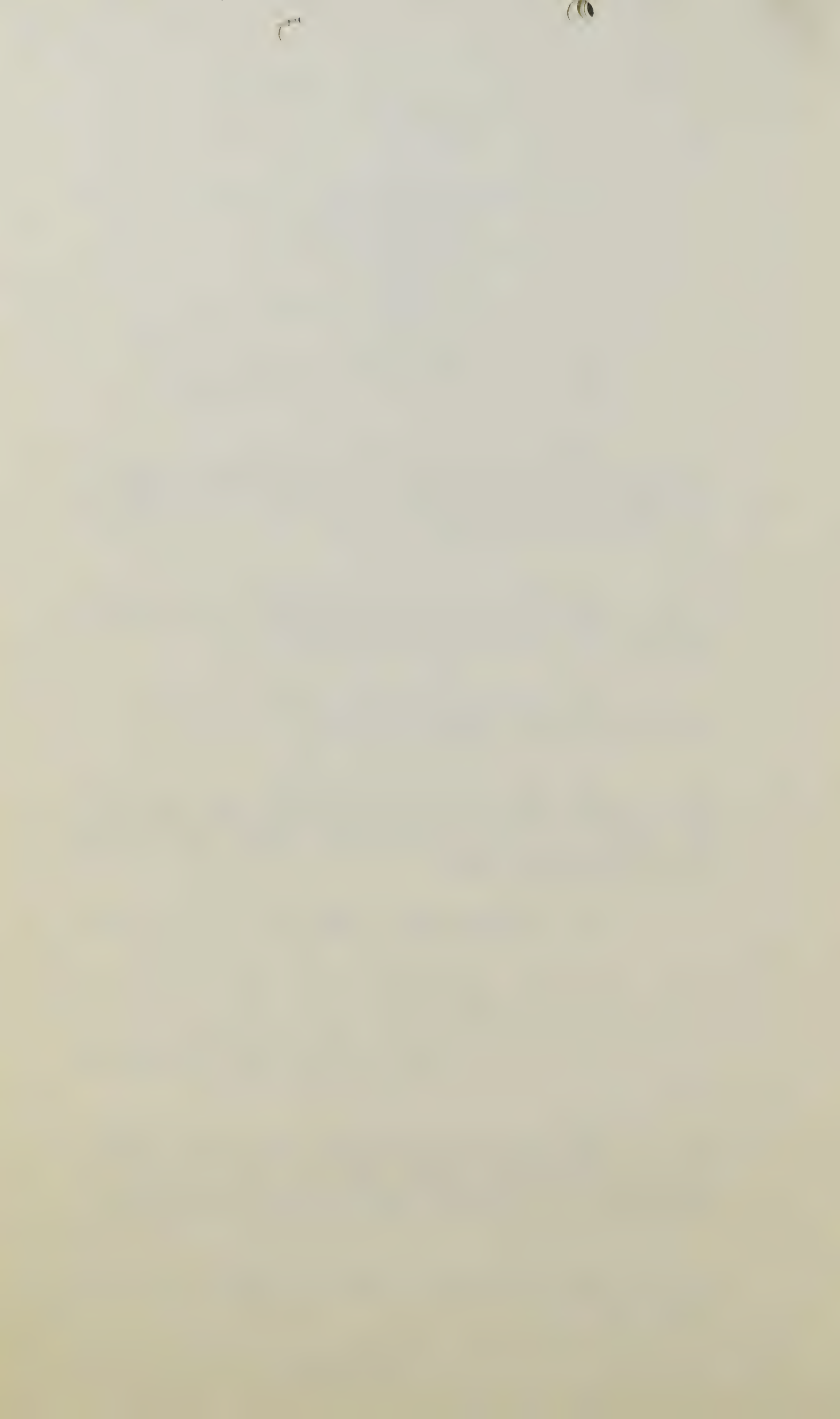
(a) notwithstanding subsection 8(1) of By-law No. 6593, the following,

(i) INSTITUTIONAL USE shall not be prohibited:

1. Day Care Centre within the building existing on the day of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "B" district provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-1055".



4. Sheet No. E-57 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-1055".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

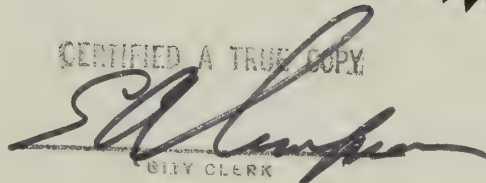
PASSED this 12th day of January A.D. 1988.


City Clerk


Mayor

(1987) 22 R.P.D.C. 4, November 24
Hamilton/Burlington Y.M.C.A., Lessee
ZA-87-105



CERTIFIED A TRUE COPY

CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88 - 16

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF NO. 613 STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "RT-10" (Townhouse) district to "C" (Urban Protected Residential, etc.) district, the land,

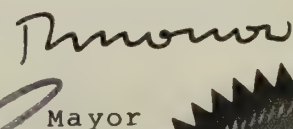
the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

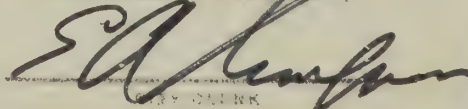
PASSED this 12th day of January

A.D. 1988


City Clerk


Mayor

CERTIFIED A TRUE COPY.


City Clerk



(1987) 24 R.P.D.C. 10, December 8
Appleridge Estates (Hamilton) Ltd., Owner
ZA-87-91

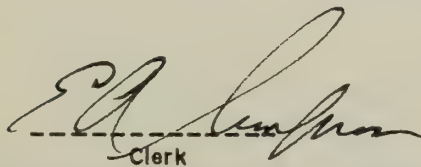




STONE CHURCH ROAD EAST

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 16
PASSED THE 12th DAY OF January, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88- 16
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend		
	CHANGE IN ZONING FROM "RT-10" (TOWN- HOUSE) DISTRICT, MODIFIED, TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.	
	Scale NOT TO SCALE	Reference File No. ZA-87-91
	Date DEC. 15, 1987	Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 17

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 35 GODERICH ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "KK" (Restricted Heavy Industrial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding subsection 17A(1) of By-law No. 6593, the following,

(i) RESIDENTIAL USES shall not be prohibited:

1. Hotel, motel and motor hotel, having sealed windows in habitable rooms;

(ii) COMMERCIAL USES shall not be prohibited:

1. Banquet Centre.
2. Banks and Financial Institutions.
3. Business and Professional Persons' Offices.
4. Medical Clinics.
5. Medical and Dental Labs.
6. Lawn and Garden Centres.
7. Retail Stores.
8. Laundry, Self-serve Laundry, Dry Cleaner pickup.
9. Barber Shop, Hairdressing Salon, Beauty Parlour, Massage Parlour, Shoe Shine Parlour, or other such establishment for personal services.
10. Travel Agencies.
11. Taxi cab services.
12. Restaurants.
13. Taverns.



(b) notwithstanding subsection 17A(2) of By-law No. 6593, no building shall exceed seven storeys, and no structure shall exceed 20 m. in height;

(c) the gross floor space for sales or storage of any of the uses in subclause 16A(1)(ej) of By-law No. 6593, or a combination of the uses, shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "KK" district provisions, subject to the special requirements referred to in section 1.

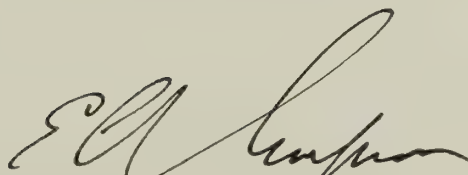
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-240c".

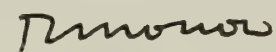
4. Sheet No. E-102 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-240c".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

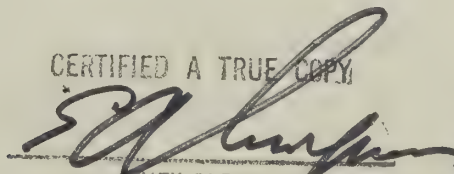
PASSED this 12th day of January

A.D. 1988.


City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK



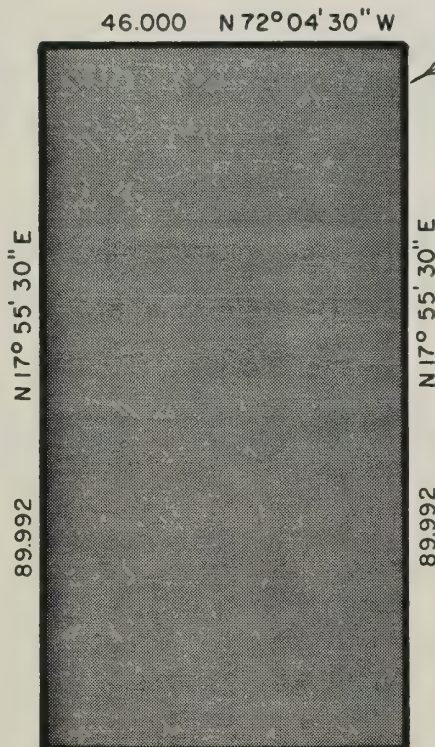
(1987) 22 R.P.D.C. 5, November 24
Unidevco Property Group Limited,
Prospective Owner
ZA-87-79



NOTE: ALL DIMENSIONS
ARE IN METRES

CENTENNIAL
PARKWAY
NORTH

PARTS 7 AND 8 OF
PLAN 62R-7820



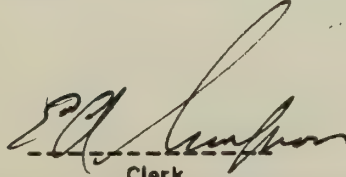
23.576

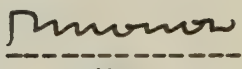
N 13° 23' 45" E
64.19

75.483

GODERICH ROAD

THIS IS SCHEDULE "A" TO BY-LAW NO. 88-17-----
PASSED THE 12th DAY OF January, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88-17
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED
BY BY-LAW NO. 8 -



North

Scale
NOT TO SCALE

Date
NOV. 20, 1987

Reference File No.
ZA-87-79

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 18

To Amend:

Zoning By-law No. 6593

Respecting:

"R-2" DISTRICT

WHEREAS General Zoning By-law No. 6593 was enacted on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982;

AND WHEREAS it is intended to establish a new zoning district designated as "R-2" which will retain the same features as the "D" District except that "Townhouses" will not be a permitted use.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

SECTION TEN-ONE - "R-2" DISTRICTS

(Urban Protected Residential - One and Two-Family Dwellings, etc.)

Requirements as to Use

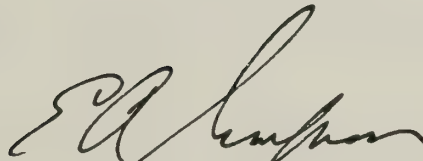
- 10.1 (1) Subject to the provisions of sections 3, 18, 18A and 19, in a R-2 district no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, for other than one or more of the following uses:
- :
1. A use as permitted in subsection 10(1) except townhouse dwellings.
- (2) The following D district provisions shall apply to an R-2 district:
1. Height Requirements as provided in subsection 10(2);
 2. Area Requirements as provided in subsection 10(3);



3. The Intensity of Use as provided in subsection 10(4);
4. Distance Requirements as provided in subsections 10(6) and 10(7).

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law in accordance with The Planning Act, 1983.

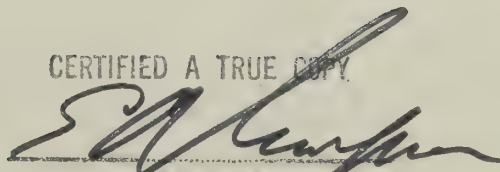
PASSED this 12th day of January A.D. 1988.


City Clerk


Mayor



(1987) 8 R.P.D.C. 5(c), April 28
City Initiative 87-B

CERTIFIED A TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 88-19

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED IN THE AREA NORTH OF QUEENSTON ROAD
AND WEST OF GRAYS ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

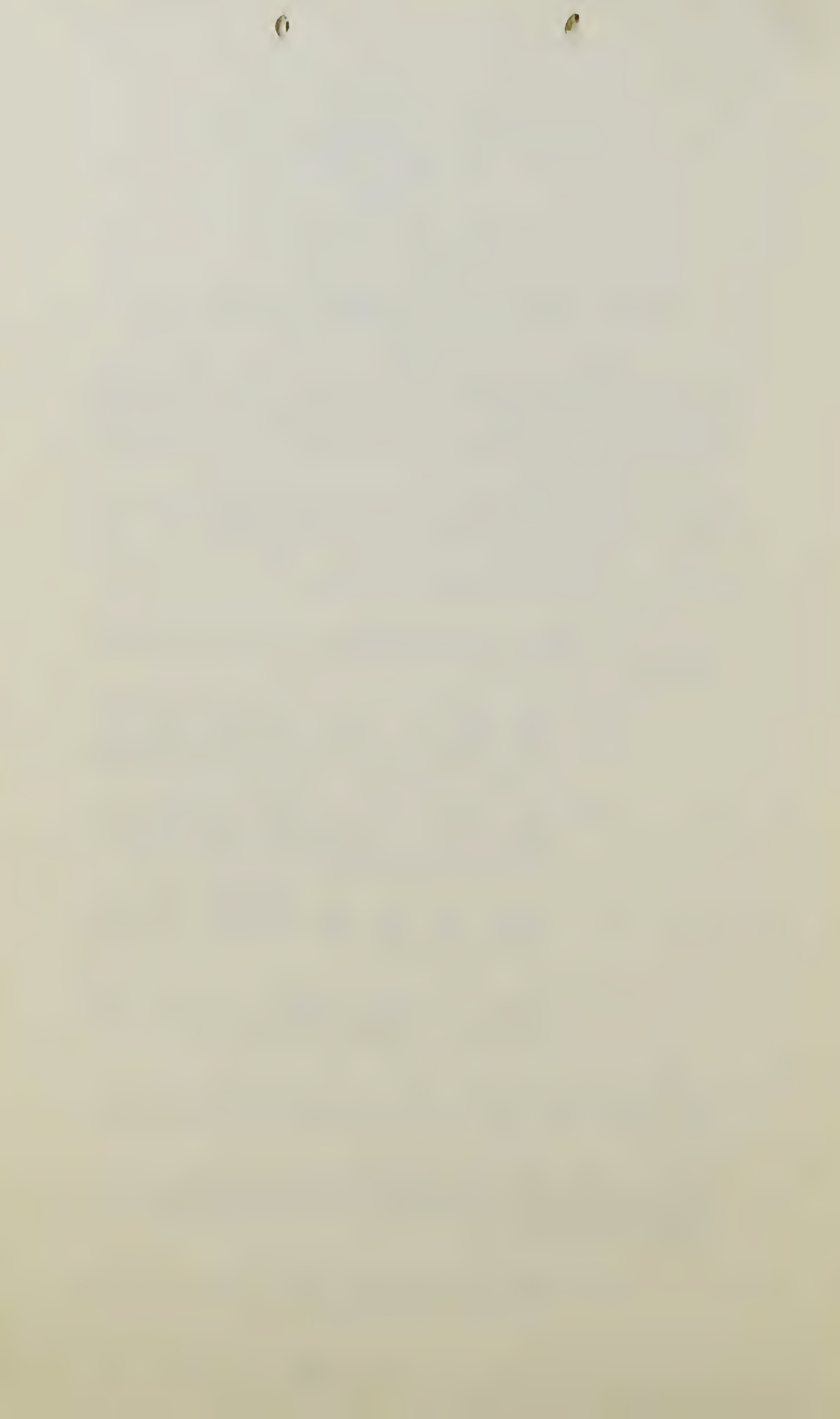
1. Sheets Nos. E-124 and E-125 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) district to "R-2" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land comprised in Blocks 2 and 7; and
- (c) by changing from "E-2" (Multiple Dwellings) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land comprised in Block 5; and
- (d) by changing from "AA" (Agricultural) district to "H" (Community Shopping and Commercial, etc.) district, the land comprised in Blocks 3, 4 and 6,

the extent and boundaries of each of which Blocks 1, 2, 3, 4, 5, 6 and 7 are shown on a plan hereto annexed as Schedule "A".

2. (1) The "G" (Neighbourhood Shopping Centre, etc.) district provisions applicable to the land referred to in clauses 1(b) and 1(c), are amended to the extent only of the special requirement that,

- (a) notwithstanding subsection 13(1) of By-law No. 6593, the following,



(i) COMMERCIAL USES are prohibited:

1. Restaurant or refreshment room;
2. Laundry or dry cleaning establishment.
3. Storage garage.

(2) The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the lands referred to in clause 1(d), are amended to the extent only of the special requirements that,

(a) notwithstanding subsection 14(1) of By-law No. 6593, the following,

(i) INDUSTRIAL USES are prohibited:

1. A textile and textile products industry.
2. An artificial ice plant; and

(b) a landscaped planting strip not less than 6.0 m. wide shall be provided and maintained along the northerly limit of the "H" district lands where they abut the residential district to the north; and

(c) a closed fence not less than 2.5 m. in height shall be provided and maintained within the landscaped planting strip referred to in clause (b).

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" district and "H" district provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-1053".

5. Sheets Nos. E-124 and E-125 of the District Maps are amended by marking the lands referred to in clauses 1(b), 1(c) and 1(d) of this by-law, "S-1053".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 12th day of January

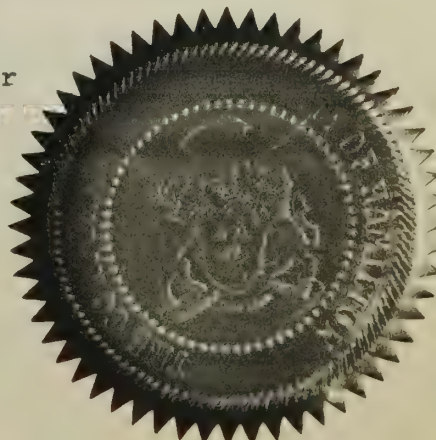
A.D. 1988.

[Signature]
City Clerk

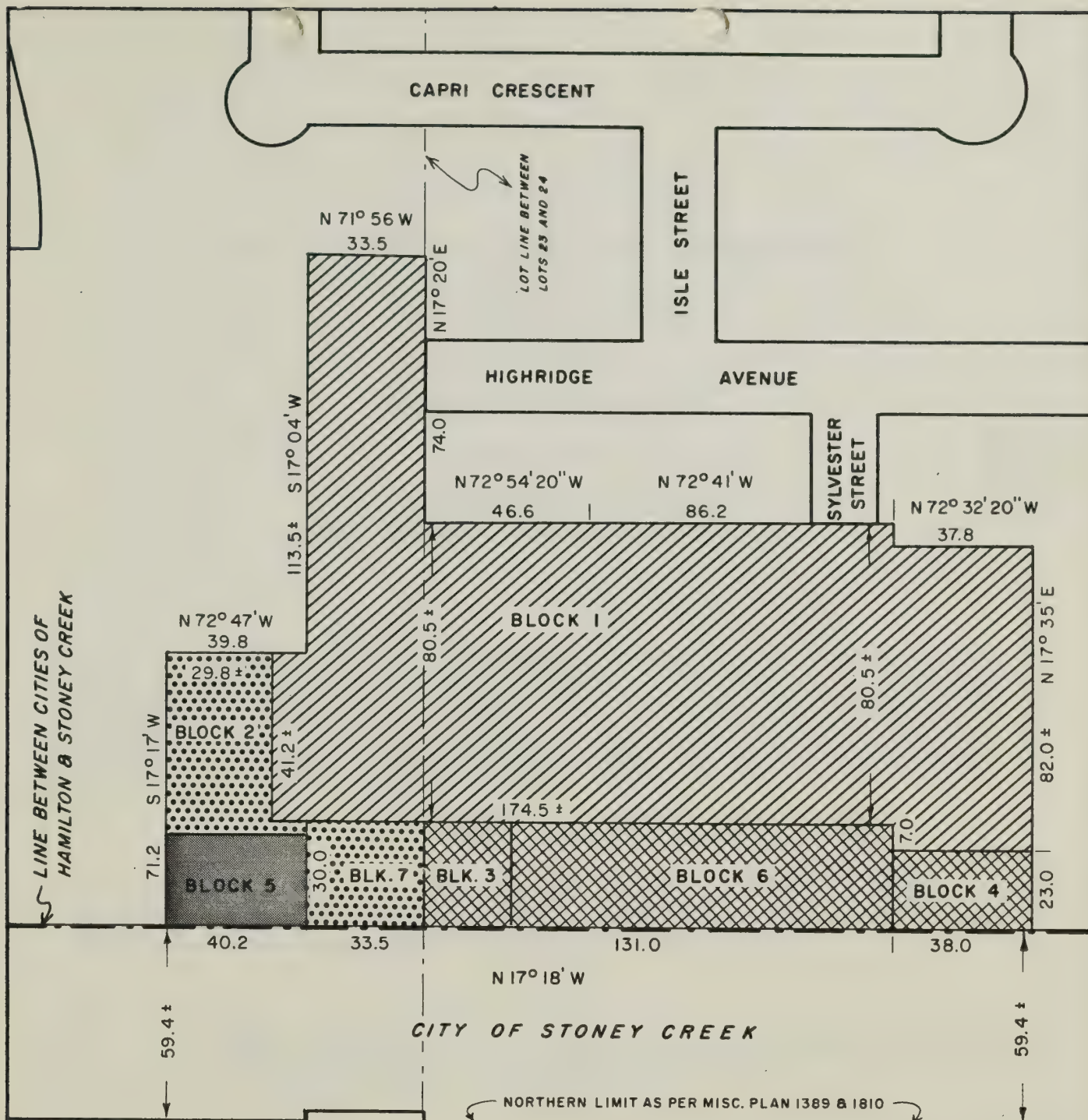
CERTIFIED A TRUE COPY

[Signature]
Mayor

(1987) 22 R.P.D.C. 2, November 24
Ferrell Builders Supply Limited;
Adorn Investments Ltd.; Mary Henderson;
Michel and Debra Garon and
Walter Kohlberger, Owners
ZA-84-79



THE
G. G. L.
P. 1000



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 19
PASSED THE 12th DAY OF January, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 88 - 19
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend		
CHANGES IN ZONING:		
1	FROM "AA" (AGRICULTURAL) DISTRICT TO "R-2" (URBAN PROTECTED RESIDENTIAL - ONE AND TWO FAMILY DWELLINGS, ETC.) DISTRICT.	
2 & 7	FROM "AA" (AGRICULTURAL) DISTRICT TO "G" (NEIGHBOURHOOD SHOPPING CENTRE, ETC.) DISTRICT, MODIFIED.	
5	FROM "E-2" (MULTIPLE DWELLINGS) DISTRICT TO "G" (NEIGHBOURHOOD SHOPPING CENTRE, ETC.) DISTRICT, MODIFIED.	
3, 4 & 6	FROM "AA" (AGRICULTURAL) DISTRICT TO "H" (COMMUNITY SHOPPING AND COMMERCIAL, ETC.) DISTRICT, MODIFIED.	
North	Scale	Reference File No.
	NOT TO SCALE	ZA-84-79
	Date	Drawing No.
	DEC. 3, 1987	

The Corporation of the City of Hamilton

BY-LAW NO. 88-20

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF
MUNICIPAL NO. 973 QUEENSTON ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-124 and E-125 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from "AA" (Agricultural) district to "R-2" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 1; and

(b) by changing from "AA" (Agricultural) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "G" (Neighbourhood Shopping Centre, etc.) district provisions applicable to the land referred to in clause 1(b), are amended to the extent only of the special requirement that,

(a) notwithstanding subsection 13(1) of By-law No. 6593, the following,

(i) COMMERCIAL USES shall be prohibited:

1. Restaurant or refreshment room.
2. Laundry or dry cleaning establishment.
3. Storage garage.

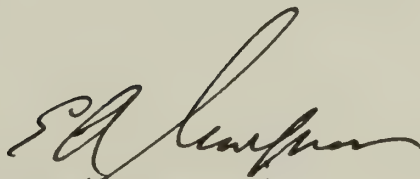
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" district provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-1054".

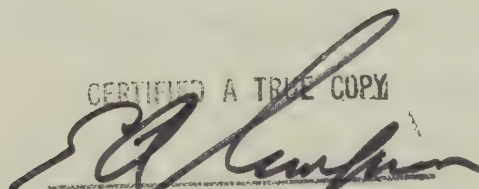
5. Sheets Nos. E-124 and E-125 of the District Maps are amended by marking the land referred to in clause 1(b) of this by-law, "S-1054".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 12th day of January A.D. 1988.

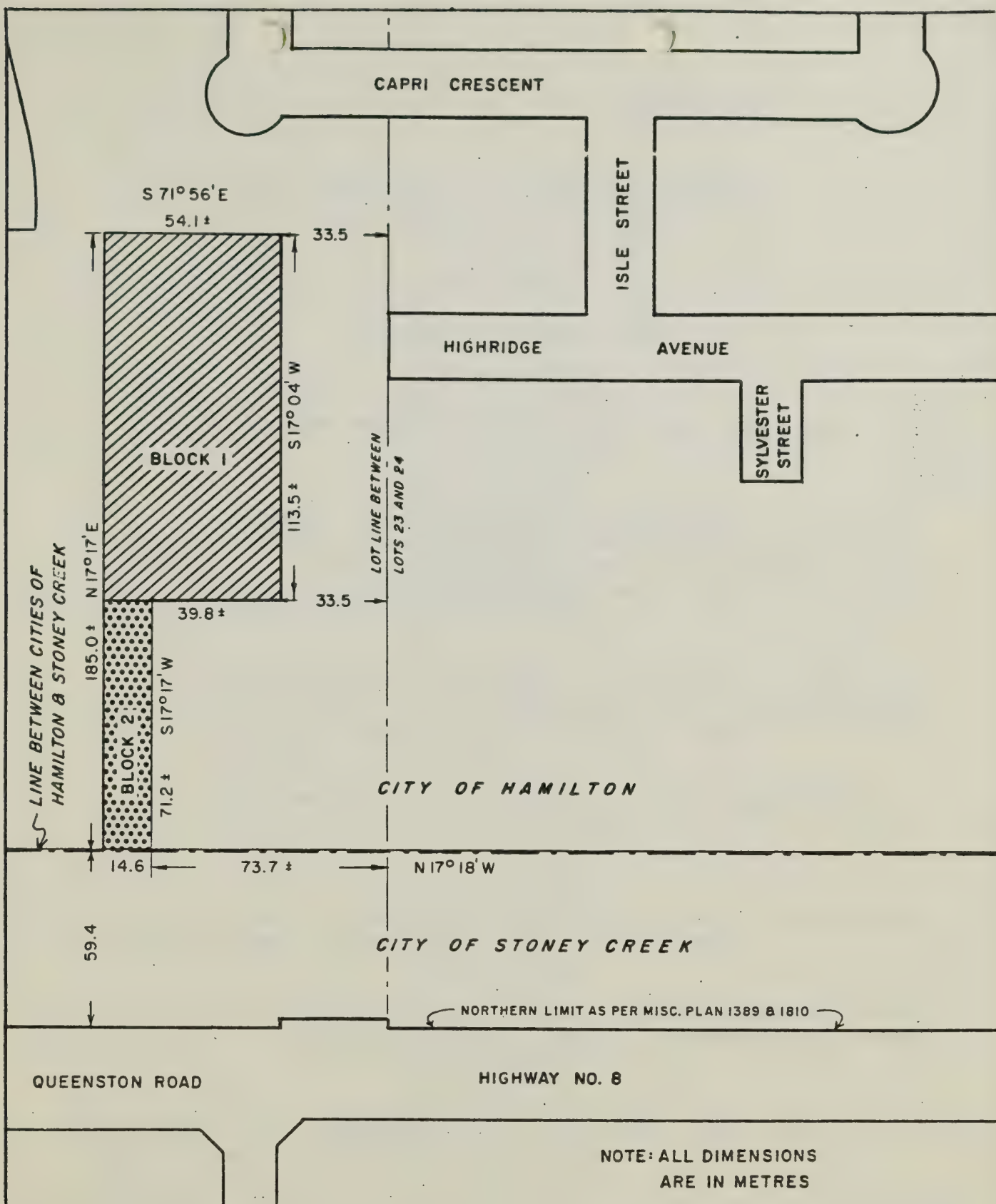

City Clerk


Mayor


CITY CLERK



(1987) 22 R.P.D.C. 3, November 24
Hamilton Street Railway, Owner
ZA-87-86



THIS IS SCHEDULE "A" TO BY-LAW NO. 88-20
PASSED THE 12th DAY OF January, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 88-20

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

CHANGES IN ZONING:

 FROM "AA" (AGRICULTURAL) DISTRICT TO "R-2" (URBAN PROTECTED RESIDENTIAL ONE AND TWO FAMILY DWELLINGS, ETC.) DISTRICT.

 FROM "AA" (AGRICULTURAL) DISTRICT TO "G" (NEIGHBOURHOOD SHOPPING CENTRE, ETC.) DISTRICT, MODIFIED.

North



Scale
NOT TO SCALE

Date
DEC. 3, 1987

Reference File No.
ZA-87-86

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 21

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 165 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

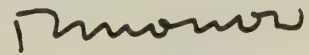
the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

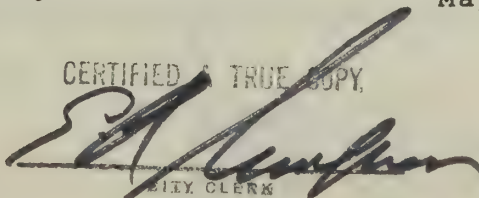
PASSED this 12th day of January

A.D. 1988.


City Clerk


Mayor

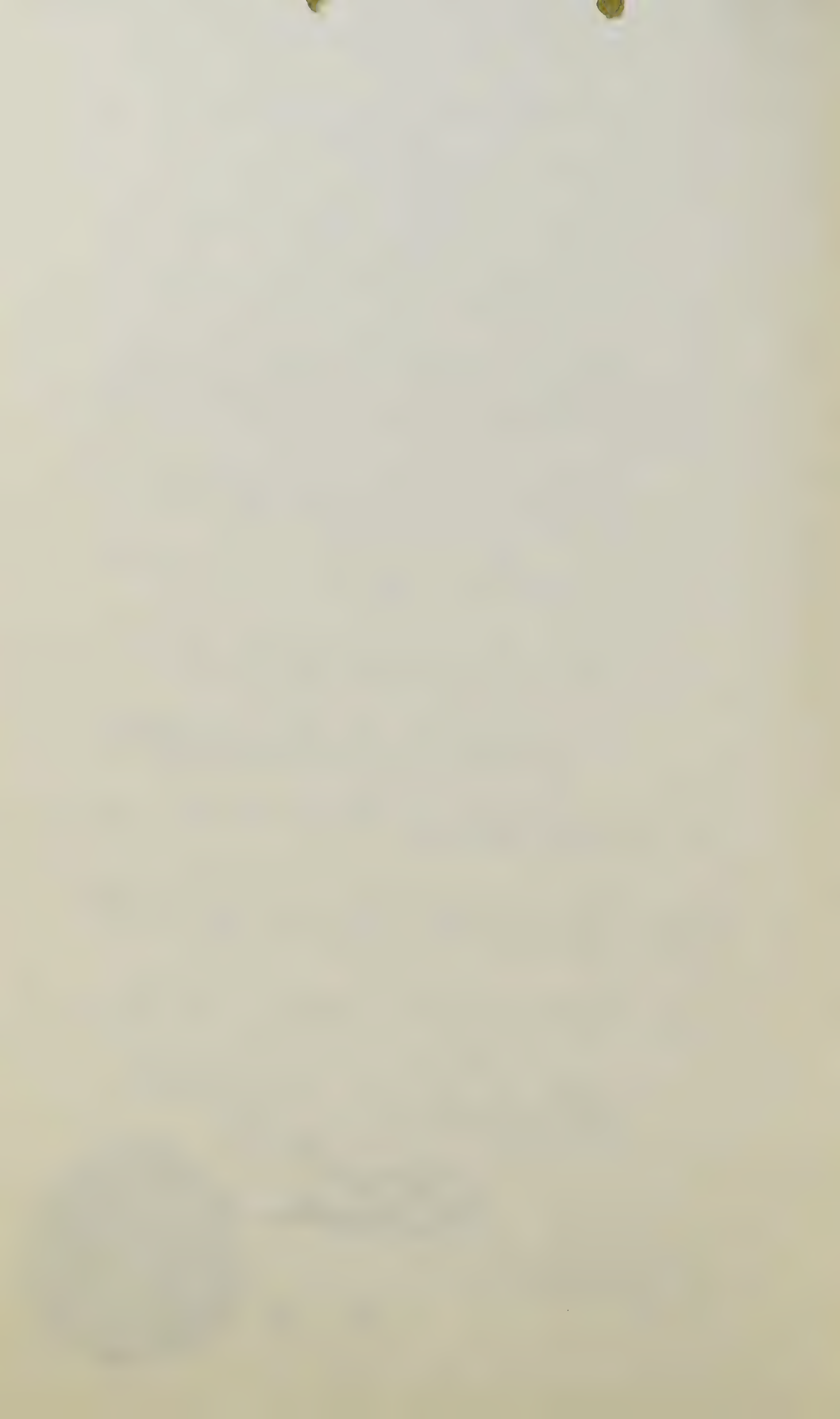
CERTIFIED TRUE COPY


CITY CLERK

(1987) 20 R.P.D.C. 5, October 27
W. D. Mattina and
M. J. Ferracuti, Owners
ZA-87-81

77

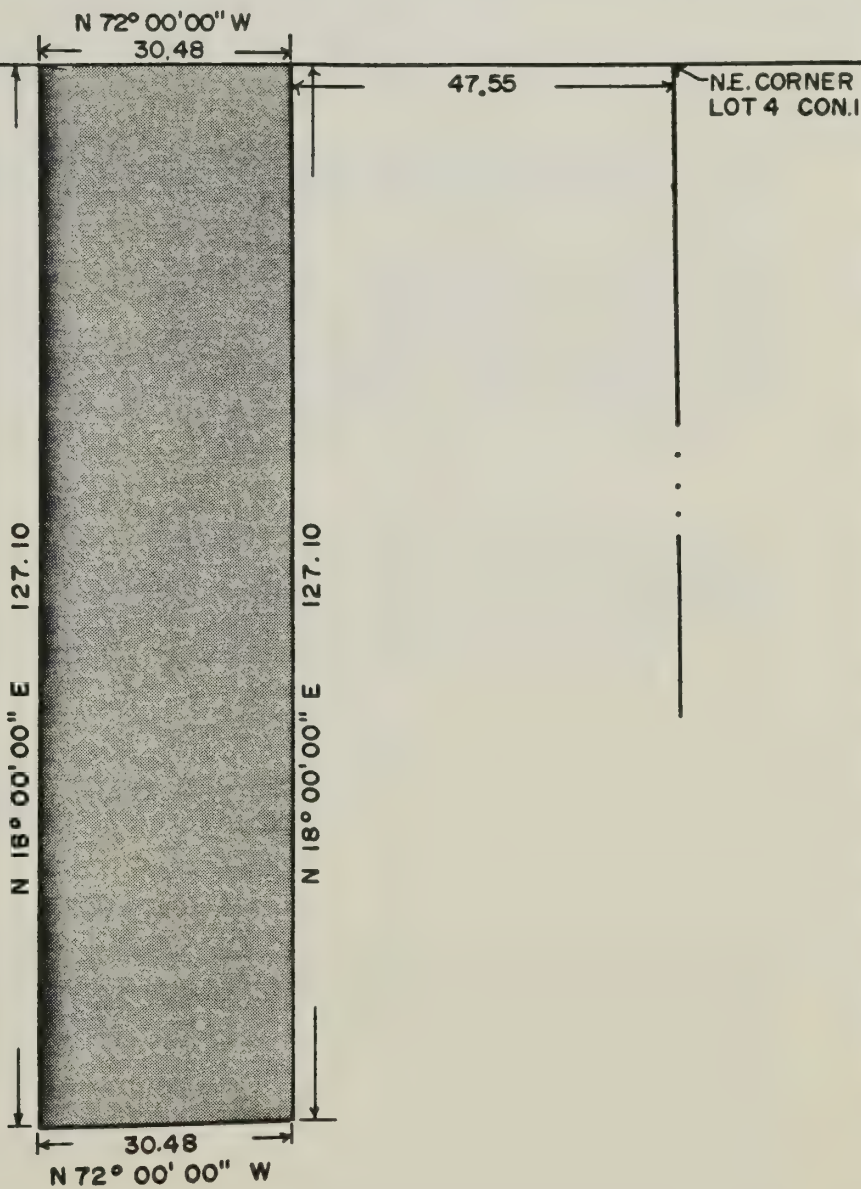




RYMAL

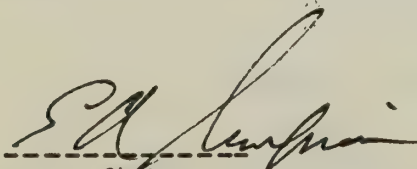
ROAD

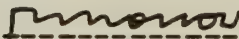
WEST



ALL DIMENSIONS IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 21
PASSED THE 12th DAY OF January, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"

MAP FORMING PART OF

BY - LAW N^o 88 - 21

TO AMEND BY-LAW N^o 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "AA"
(AGRICULTURAL) DISTRICT TO "C"
(URBAN PROTECTED RESIDENTIAL, ETC.)
DISTRICT.

North



Scale
N. T. S.

Date
NOV. 1987

Reference File No.
ZA87 - 81

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 23

To Authorize:

THE CROWN POINT WEST/STIPELEY PRIDE PROGRAMME - PHASE I

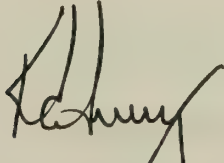
WHEREAS the Ontario Municipal Board by Order dated the 7th day of December 1987, (File No. E 871261), approved,

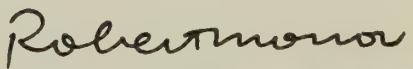
- (a) the Crown Point West/Stipeley PRIDE Programme - Phase I at an estimated cost of \$800,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$400,000.00 for a term not to exceed fifteen years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

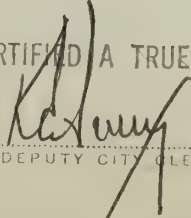
1. The undertaking described as the Crown Point West/Stipeley PRIDE Programme - Phase I, may now be proceeded with in accordance with the said Order of the Ontario Municipal Board, dated the 7th day of December, 1987.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

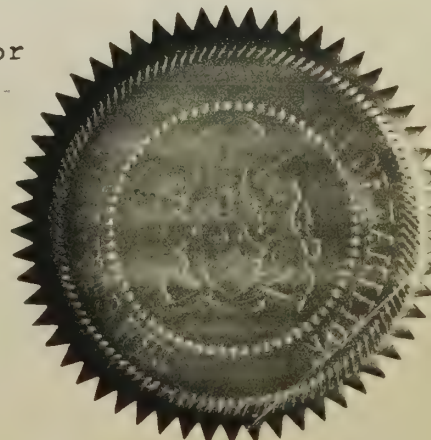
PASSED this 26th day of January A.D. 1988.


Deputy City Clerk


Mayor

CERTIFIED A TRUE COPY.


DEPUTY CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88- 27

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF RYMAL ROAD WEST
AND UPPER JAMES STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding clause 14A(1)(c) of By-law No. 6593, the following,

(i) COMMERCIAL USE shall not be prohibited:

1. A self-serve gas bar consisting of one or more pump islands each containing one or more gasoline pumps or other fuel dispensing equipment where only gasoline, motor fuels, motor oils and small accessories required for the operation of motor vehicles are sold or offered for sale and no other automobile servicing is offered;

(b) notwithstanding clause 14A(1)(d) of By-law No. 6593, the following,

(i) ACCESSORY USE shall not be prohibited:

1. A high speed mechanical car wash accessory to the self-serve gas bar;

(c) notwithstanding subclause (e) of clause 18(3)(ivc) of By-law No. 6593,

(i) no sign at the north-west corner of the land shall be located less than 3.0 metres from the street line;

(ii) no sign at the north-east corner of the land shall be located less than 4.0 metres from the northerly property line adjacent to Rymal Road;

(d) notwithstanding subclause (xxvi) of clause 2(2)J and clause 18(3)(vi) of By-law No. 6593, the following encroachment on yards shall not be prohibited:

1. not more than 5 floodlight poles located not less than 1.0 metres from any property line;

2. not more than two vacuum machines located not less than 3.0 metres from the northerly side lot line.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" district provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-1032".

4. Sheets Nos. W-9D and W-9E of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-1032".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 26th day of January 1988.

Deputy City Clerk

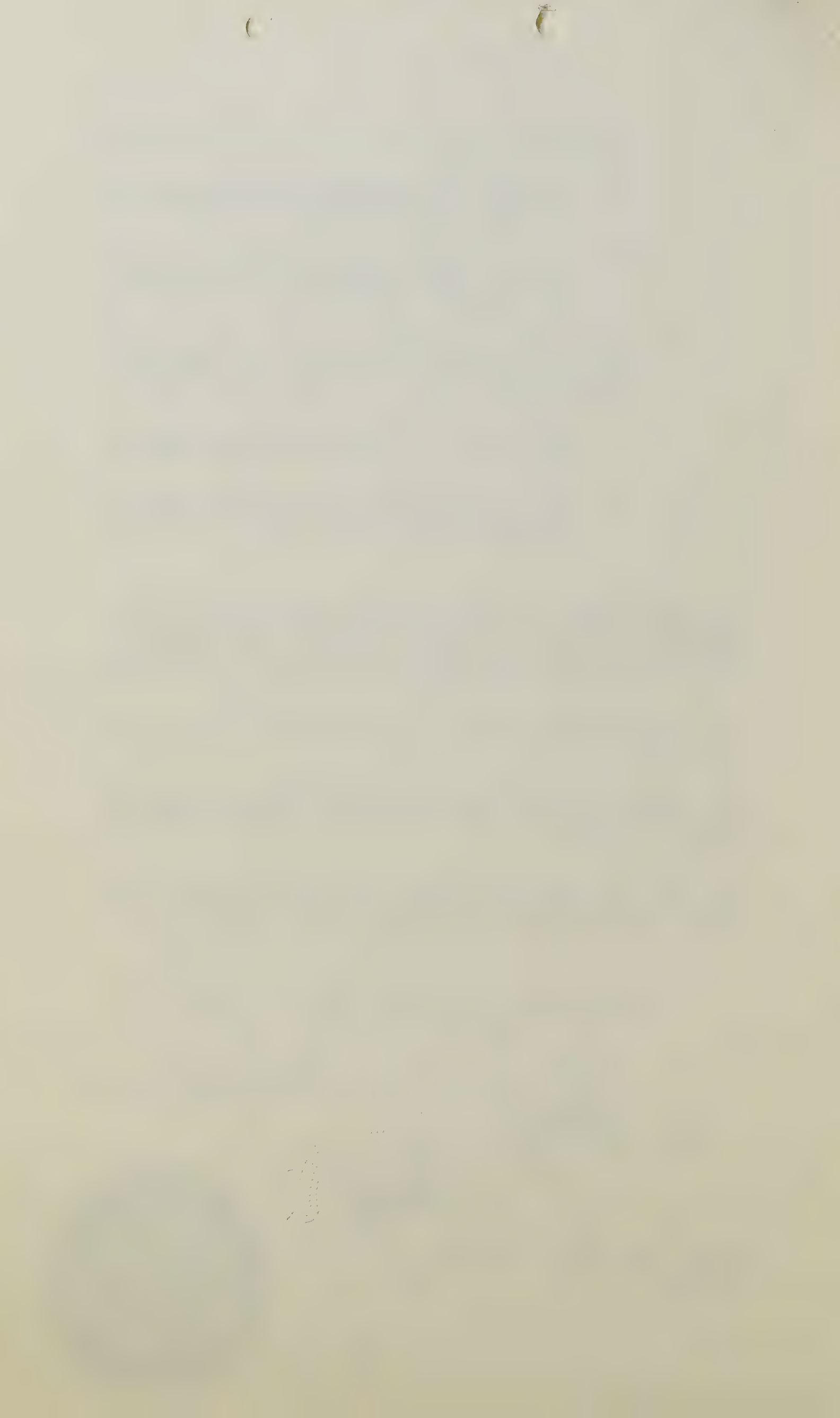
Mayor

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

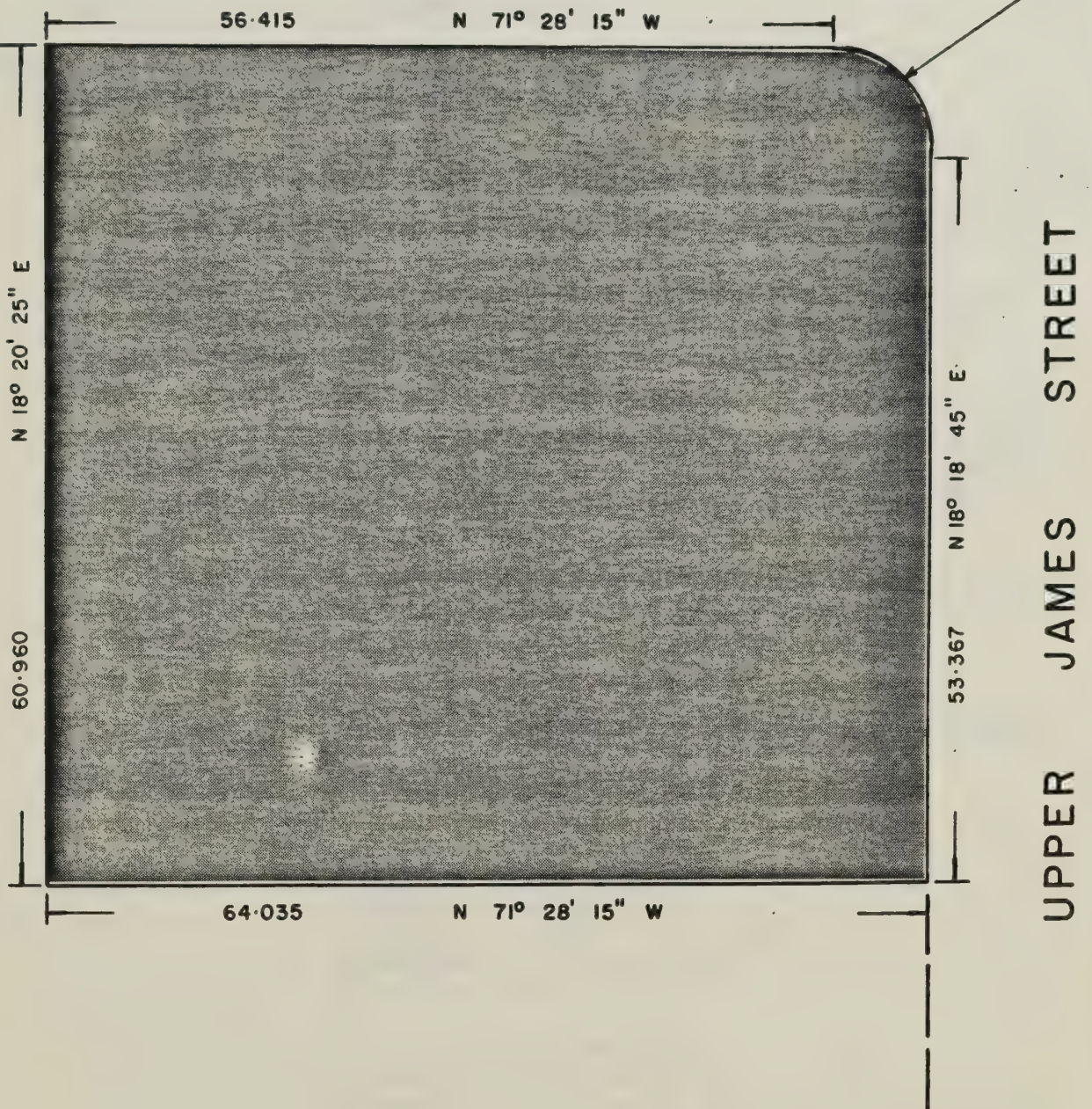
(1987) 15 R.P.D.C. 1, July 28
Sunoco Inc., Owner
ZA-87-43





RYMAL ROAD WEST

ARC. 11-942
N 26° 34' 45" W
RADIUS 7.420



ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88-27
PASSED THE 26th DAY OF January, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE 'A'

MAP FORMING PART OF

BY-LAW NO. 88-27

TO AMEND BY-LAW No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY
BY-LAW NO. 88-27

North



Scale

NOT TO SCALE

Date

AUGUST, 1987

Reference File No.

ZA 87-43

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 28

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 134 and 136 FERGUSON AVENUE NORTH
AND THE REAR PORTION OF MUNICIPAL NO. 188 CANNON STREET EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-4 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "L-mr-2"
(Planned Development - Multiple Residential)
district to "L-c" (Planned Development - Commercial)
district; and
- (b) by changing from "L-c"
(Planned Development - Commercial) district to
"H" (Community Shopping and Commercial, etc.)
district,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding subsection 14(1) of By-law No. 6593, the following,
 - (i) COMMERCIAL USE shall not be prohibited:
 - 1. A public garage excluding an auto body and fender repair shop within the building existing on the day of the passing of this by-law;

(b) notwithstanding subsection 18A (12) of By-law No. 6593, there shall be provided and maintained,

(i) an area landscaped with a planting strip not less than 1.5 m in width; and

(ii) a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height

along the southerly lot line except in the area within 3.0 m of the front lot line and easterly lot line where the parking area abuts a residential use.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" district provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-1029".

5. Sheet No. E-4 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-1029".

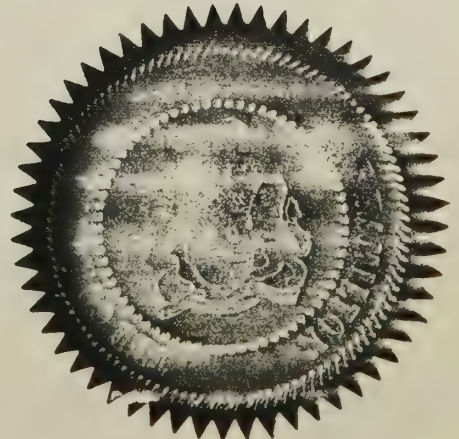
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 26th day of January A.D. 1988.

Deputy

City Clerk

Mayor

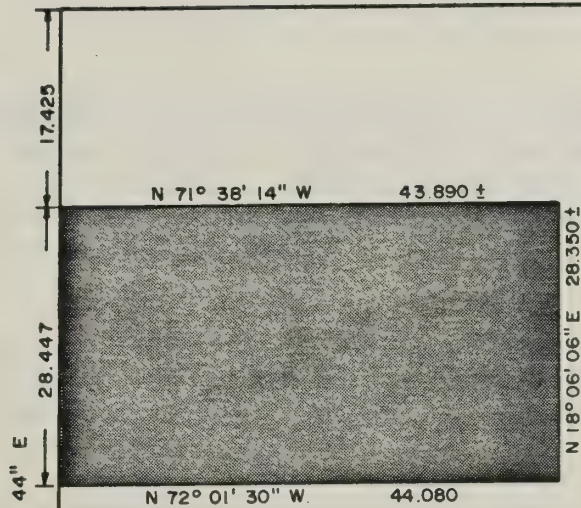


CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

CANNON STREET EAST

FERGUSON AVENUE NORTH



NOTE: ALL DIMENSIONS
ARE IN METRES

KELLY

STREET

THIS IS SCHEDULE 'A' TO BY-LAW 88-28
PASSED THE 26th DAY OF January, 1988

[Signature]
Deputy Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE 'A'

MAP FORMING PART OF
BY-LAW Nº 88-28

TO AMEND BY-LAW Nº 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "L-mr-2"(PLANNED
DEVELOPMENT-MULTIPLE RESIDENTIAL) DISTRICT TO
"H"(COMMUNITY SHOPPING & COMMERCIAL) DISTRICT

North



Scale
NTS

Date
DECEMBER, 1987

Reference File No.
ZA87-02

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88-29

To Amend:

Zoning By-law No. 6593

Respecting:

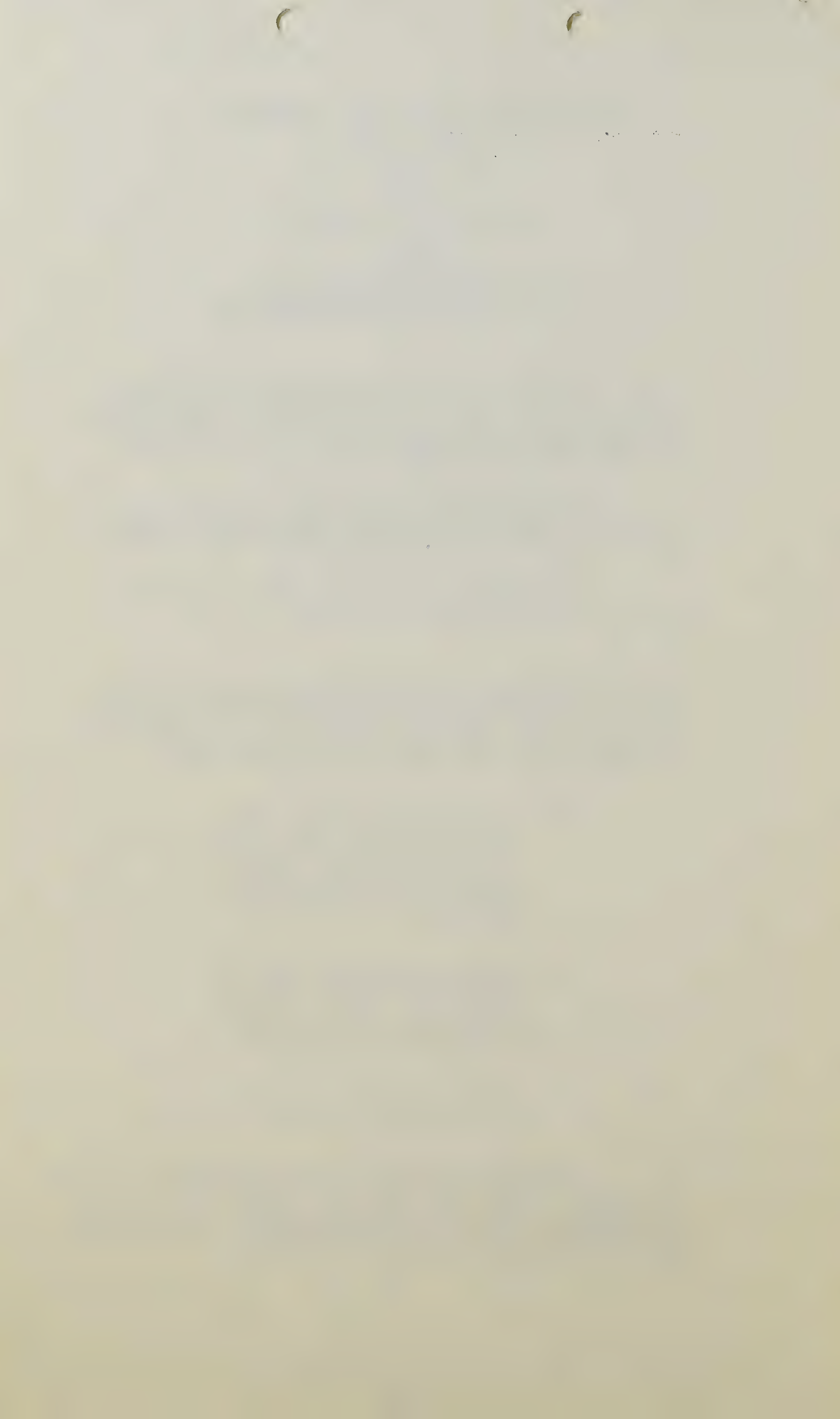
LANDS LOCATED AT MUNICIPAL NOS.
110, 112 and 114 BURLINGTON STREET EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,
 - (a) notwithstanding clause 10(1) (iv) of By-law No. 6593, not more than four dwelling units within the building existing on the day of the passing of this by-law, shall not be prohibited;
 - (b) notwithstanding paragraph 1(g) of TABLE 1 of clause 18A(1)(A) of By-law No. 6593, a minimum of four parking spaces shall be provided and maintained;
 - (c) subsection 18A(25) of By-law No. 6593 shall not apply.
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1.

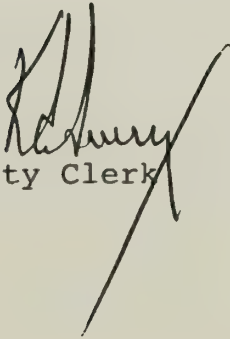


3. By-law No. 6593 is amended by adding this by-law
to Section 102 as "S-990".

4. Sheet No. E-2 of the District Maps is amended by
marking the lands referred to in section 1 of this by-law,
"S-990".

5. The City Clerk is hereby authorized and directed
to proceed with the giving of notice of the passing of this
by-law, in accordance with The Planning Act, 1983.

PASSED this 26th day of January A.D. 1988.

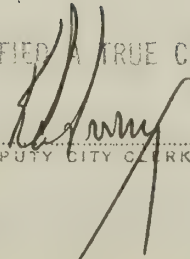

Deputy City Clerk


Mayor



(1986) 22 R.P.D.C. 2, October 28
Dino R. Nicosia, Owner
ZA-86-69

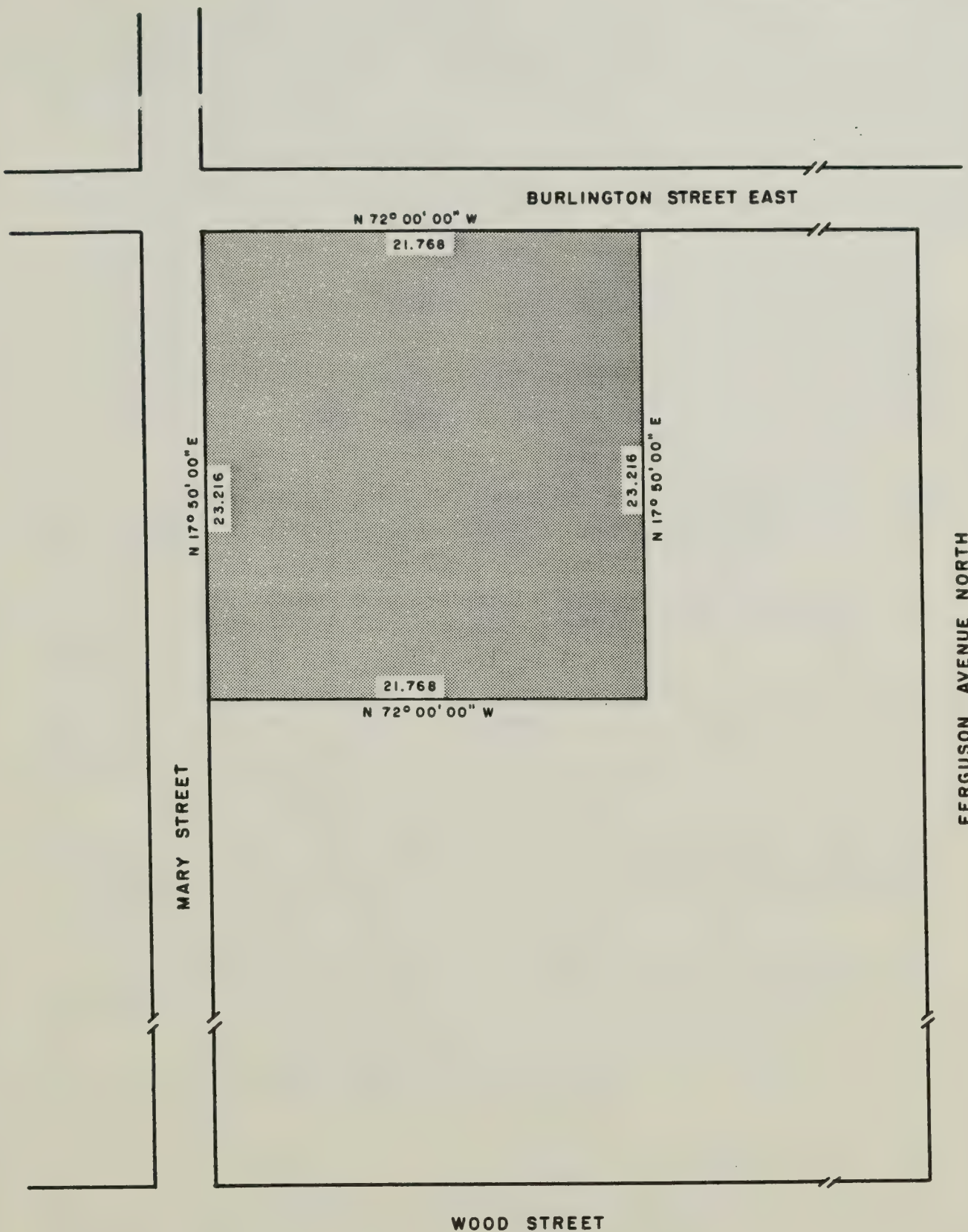
CERTIFIED TRUE COPY


DEPUTY CITY CLERK

1875
1876
1877

1878
1879
1880

NOTE: ALL DIMENSIONS
ARE IN METERS



THIS IS SCHEDULE "A" TO BY-LAW NO. 88-- 29
PASSED THE 26th DAY OF January, 1988

[Signature]
Deputy Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88 - 29
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 LOCATION OF LANDS TO BE
REGULATED BY BY-LAW NO. 88-29

North



Scale
NOT TO SCALE

Date
86 - 10 - 29

Reference File No.
ZA - 86 - 69

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 30

To Amend:

Licensing By-law No. 79-323

Respecting:

ADDITIONAL TAXI LICENCES

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS Schedule 4 of the said by-law, as re-enacted by By-law No. 85-57, passed on the 26th day of March, 1985, relates to taxi-cabs;

AND WHEREAS By-law No. 86-344, passed on the 9th day of December, 1986, amended By-law No. 79-323 by providing for an additional number of taxi-cab licences to be issued in each of the years 1987, 1988, 1989 and 1990;

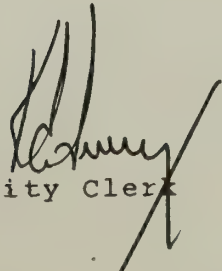
AND WHEREAS By-law No. 87-326, passed on the 10th day of November, 1987, further amended By-law No. 79-323 by striking out the numeral "3" in subsection 5(b) of section 2 of Schedule 4 to the said By-law No. 79-323 and substituting in lieu thereof the numeral "5";

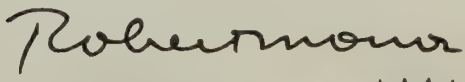
AND WHEREAS it is intended to provide for an additional number of taxi-cab licences to be issued in the year 1988.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

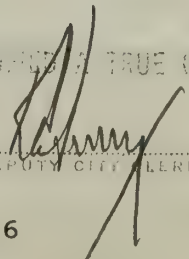
1. Clause 2(5)(b) of Schedule 4 of By-law No. 79-323, re-enacted by section 1 of By-law No. 85-57, as enacted by section 1 of By-law No. 86-344 and amended by By-law No. 87-326, is further amended by striking out the numeral "5" in the second line and substituting in lieu thereof the numeral "25".

PASSED this 26th day of January A.D. 1988.


Deputy City Clerk


Mayor

VERIFIED TRUE COPY


DEPUTY CITY CLERK

(1988) 2 R.L.C. 2, January 26





BY-LAW NO. 88 - 31

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 26 DAY OF January A.D., 1988.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by-law.

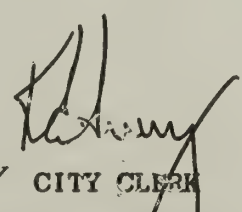
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

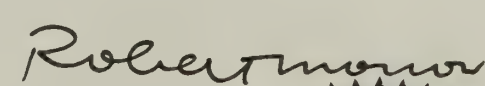
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

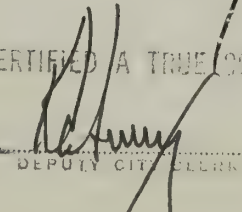
1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

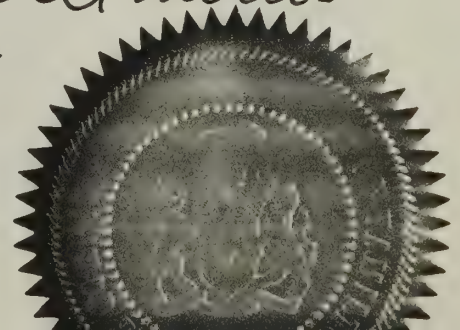
PASSED this 26th day of January

A.D. 1988


DEPUTY CITY CLERK


MAYOR


CERTIFIED A TRUE COPY
DEPUTY CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88- 32

To Authorize:

THE ACQUISITION OF LAND FOR THE ENCLAVES CLEARANCE PROGRAMME

WHEREAS the Ontario Municipal Board by Order dated the 25th day of September, 1987, (File No. E 871041), approved,

- (a) the expenditure of \$1,350,000.00 for the acquisition of land Enclaves Clearance Programme and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$1,350,000.00 for a term not to exceed fifteen years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

AND WHEREAS By-law No. 87-300, passed on the 10th day of November, 1987, authorized the proceeding with the said undertaking and the issue of debentures in accordance with the Ontario Municipal Board Order dated the 25th day of September, 1987;

AND WHEREAS the Ontario Municipal Board by Order dated the 9th day of December, 1987, (File No. E871041), approved,

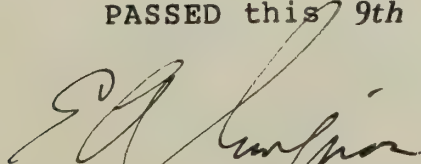
- (c) an additional expenditure of \$1,650,000.00 covering an additional estimated cost of this amount and the borrowing of money by way of temporary advances not exceeding in the aggregate such additional estimated cost.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the acquisition of land for the Enclaves Clearance Programme, may now be proceeded with in accordance with the said Order of the Ontario Municipal Board dated the 9th day of December, 1987.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this 9th day of February A.D. 1988.

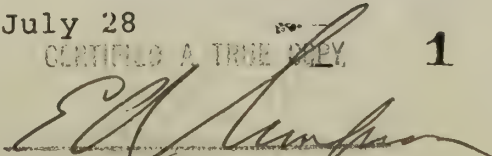

City Clerk


Mayor

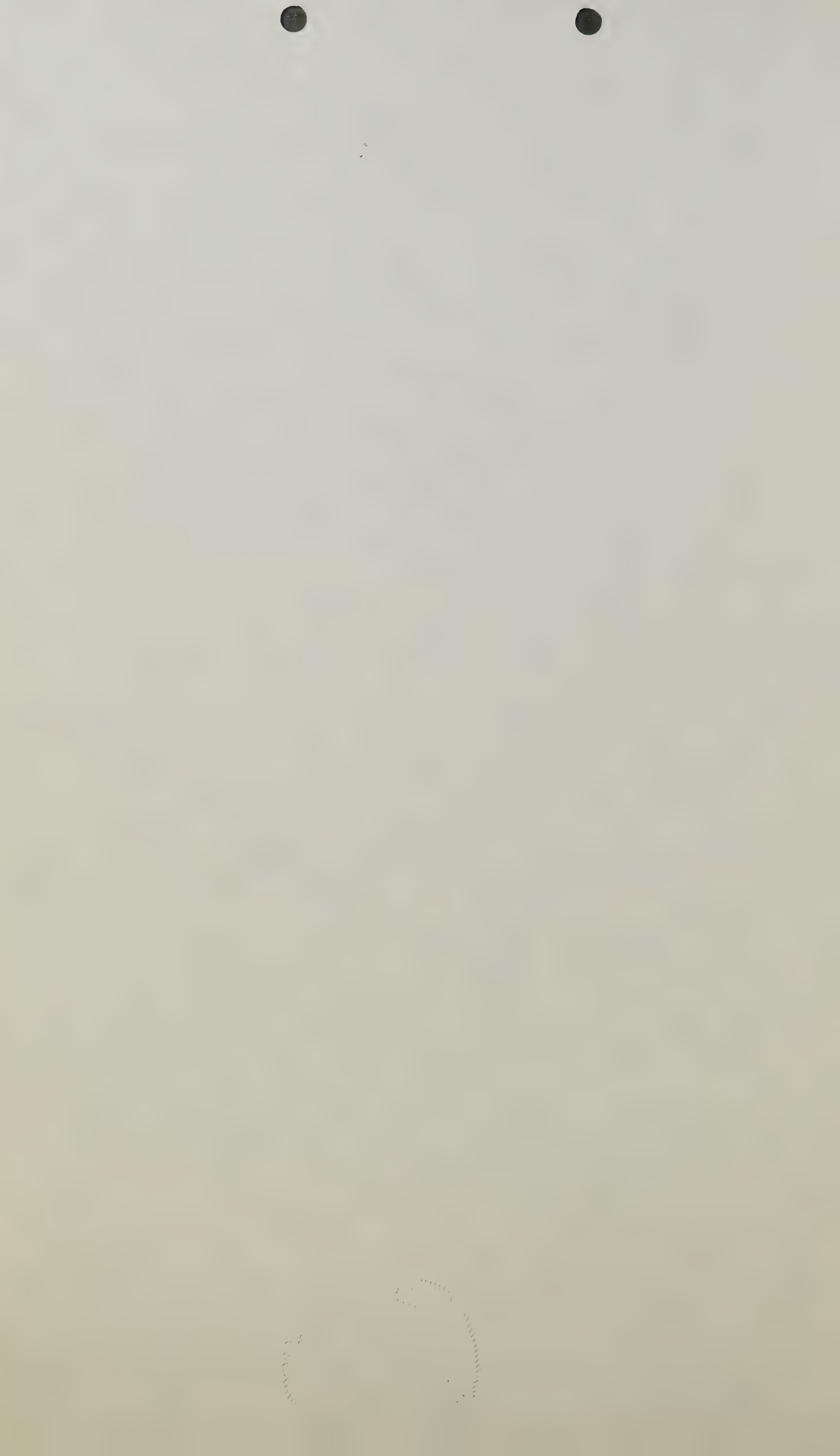
(1987) 14 R.E.C. 1, July 28

CERTIFIED A TRUE COPY

1


CITY CLERK





The Corporation of the City of Hamilton

BY-LAW NO. 88-33

To Authorize:

THE IMPROVING AND PRESERVING OF THE WINDERMERE BASIN AREA
OF THE HAMILTON HARBOUR

WHEREAS the Ontario Municipal Board by Order dated the 11th day of January, 1988, (File No. E871333) approved,

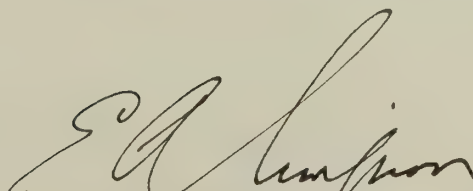
- (a) a contribution of \$750,000.00 towards the improving and preserving of the Windermere Basin Area of the Hamilton Harbour by removing and/or reduction of contamination through rehabilitation at an estimated cost of \$4,500,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate \$750,000.00, being such corporation's share of the cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$750,000.00 for a term not to exceed fifteen years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation.

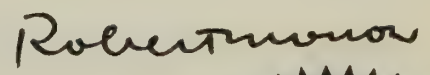
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the improving and preserving of the Windermere Basin Area of the Hamilton Harbour, may now be proceeded with in accordance with the said Order of the Ontario Municipal Board, dated the 11th day of January, 1988.

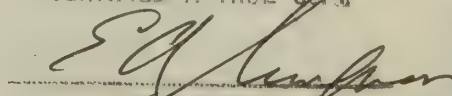
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this 9th day of February A.D. 1988.

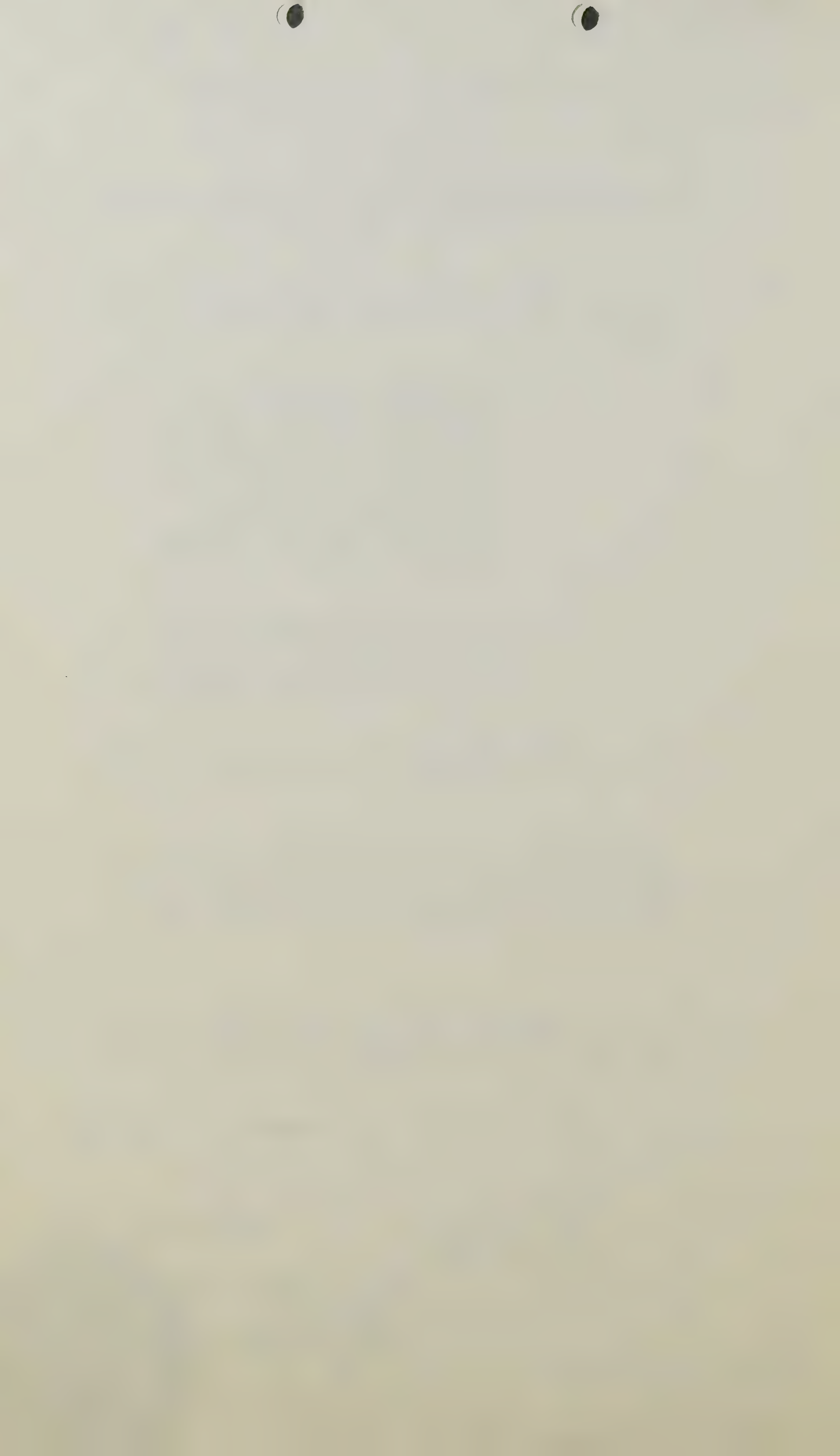

City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK





The Corporation of the City of Hamilton

BY-LAW NO. 88- 40

To Amend:

Cemeteries By-law No. 8861

Respecting:

REVISED TARIFF OF CHARGES

WHEREAS By-law No. 8861, passed on the 12th day of January, 1960, in accordance with The Cemeteries Act, established a tariff of charges;

AND WHEREAS it is desirable to revise the tariff of charges.

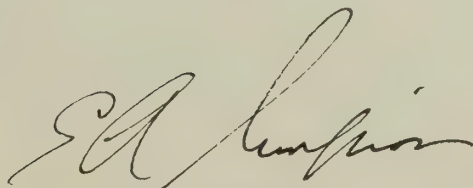
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 8861, as amended by By-laws Nos. 74-303, 76-187, 76-337, 77-292, 78-276, 79-17, 79-319, 80-229, 81-219, 83-42, 84-323, 84-268, 86-11 and 87-22, is further amended by deleting Schedule "B-1987" and substituting in lieu thereof Schedule "B-1988", hereto annexed.

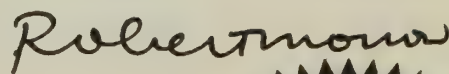
2. This by-law comes into force on the 4th day of January, 1988.

3. The Director of Cemeteries is hereby authorized and directed to make application to the Minister of Consumer and Commercial Relations, Cemeteries Branch, for approval of this by-law.

PASSED this 9th day of February A.D. 1988.

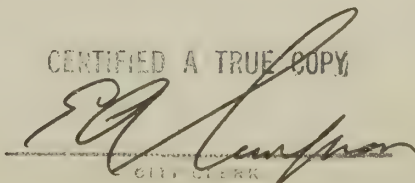


City Clerk

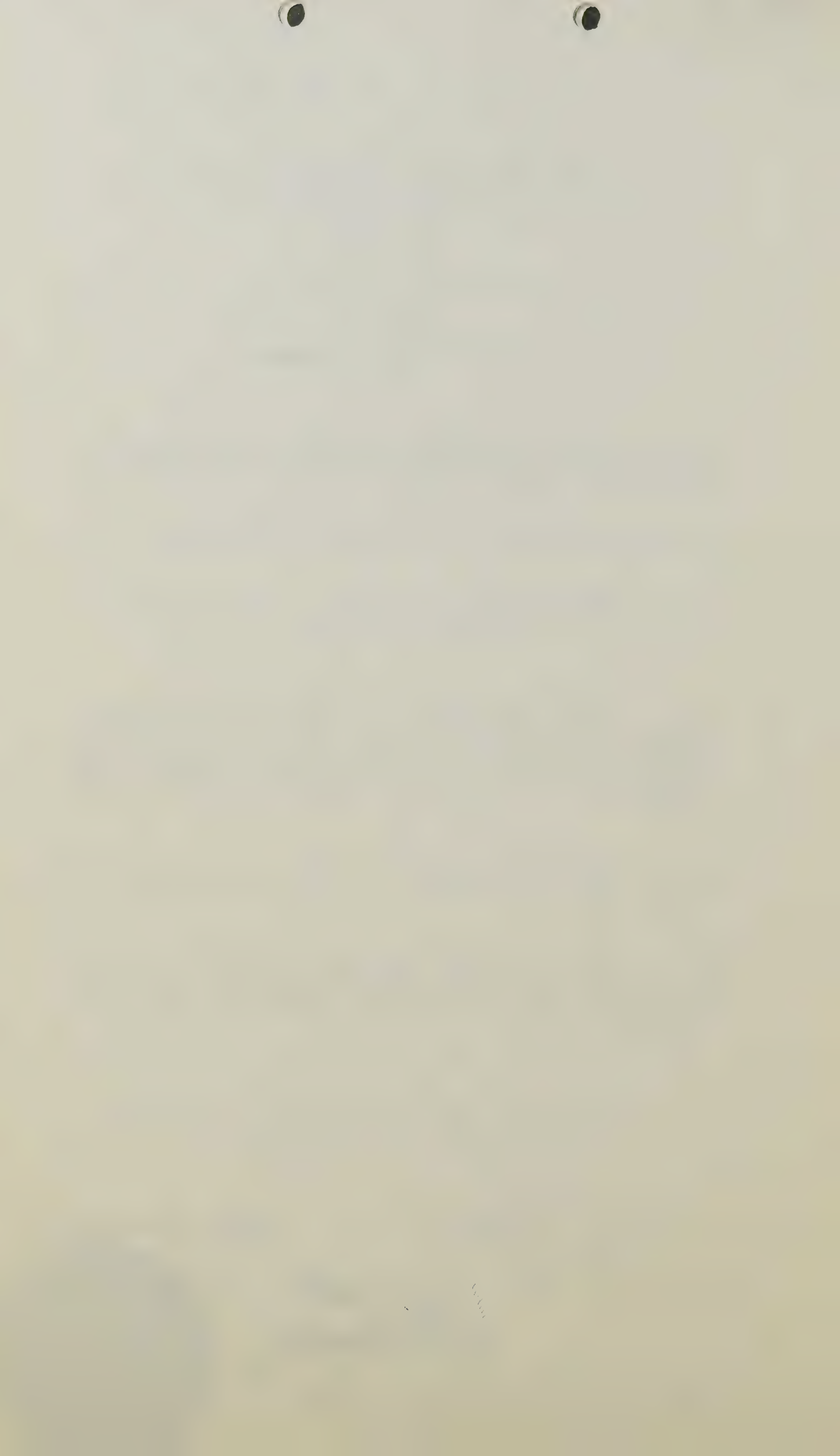


Mayor

CERTIFIED A TRUE COPY


CITY CLERK





SCHEDULE "B-1988"

HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGES

JANUARY 4, 1988

(Cemeteries By-law No. 8861)

	<u>Resident and Non-Resident Realty Taxpayers</u>	<u>Non-Residents</u>
<u>OPENING AND CLOSING</u>		
	<u>Dressing - \$32.00</u>	<u>Device - \$26.00</u>
6 ft. adult, includes dressing and device.....	312.00	363.00
8 ft. adult, includes dressing and device.....	424.00	472.00
6 ft. child, includes dressing and device; case up to 60"	213.00	304.00
includes dressing only.....	187.00	278.00
without dressing and device.....	155.00	246.00
6 ft. child, includes dressing and device; case 61" to 72"	236.00	343.00
includes dressing only.....	210.00	317.00
without dressing and device.....	178.00	285.00
8 ft. child, includes dressing and device; case up to 60"	236.00	343.00
includes dressing only.....	210.00	317.00
without dressing and device.....	178.00	285.00
8 ft. child, includes dressing and device; case 61" to 72"	263.00	382.00
includes dressing only.....	237.00	356.00
without dressing and device.....	205.00	324.00
Baby Special - up to one month old.....	36.00	58.00
Cremation	104.00	148.00
Mansion of Memories (Stoney Creek) (new crypts only).....	257.00	302.00
<u>Note:</u> Lowering device is not used if case is 42" or less		
<u>LOWERING</u> (opening charges not included)		
Adult From 6 ft. to 8 ft. - shell.....	214.00	324.00
From 6 ft. to 8 ft. - steel vault.....	415.00	624.00
From 6 ft. to 8 ft. - concrete vault or crypt...	497.00	747.00
Child From 6 ft. to 8 ft. - 5 to 10 years.....	148.00	220.00
From 6 ft. to 8 ft. - under 5 years.....	71.00	105.00
<u>REMOVALS</u>		
Adult Shell.....	918.00	1,374.00
Concrete vault or crypt.....	918.00	1,374.00
Child Shell.....	267.00	415.00
Concrete vault or crypt.....	286.00	424.00
Cremation	104.00	148.00



HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGES

	<u>Resident and Non-Resident Realty Taxpayers</u>	<u>Non-Residents</u>
<u>SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE</u>		
<u>Adult Single Grave</u> (3½' x 10') (4' x 9') (4' x 10')		
Graves cannot be selected or purchased in advance but are opened in sequence.....	300.00	371.00
<u>Preferred Single Grave</u> (3½' x 10') (4' x 10')		
Where grave may be selected and purchased in advance of need.....	502.00	621.00
<u>Child Single Grave</u>		
Case up to 60" (2' x 5')	72.00	93.00
Case 61" to 72" (3' x 6')	107.00	140.00
<u>Urn Garden</u> (1 3/4' x 5')	167.00	204.00
<u>Veteran's Grave</u> 3½' x 10'0	285.00	
<u>Welfare Grave</u> (3½' x 10') (4' x 9') (4' x 10')	300.00	
<u>Two-Grave Lot</u> (7' x 10') (6' x 12') (8' x 10')	1,151.00	1,435.00
<u>Two-Grave Lot</u> - <u>Eastlawn</u> Sections 15, 16 (6'burials only) (6' x 12')	940.00	1,173.00
<u>Three-Grave Lot</u> - <u>Woodland</u> Section 17 (10½' x 10')	1,719.00	2,151.00
<u>Four-Grave Lot</u> - <u>Woodland</u> Section 15 (12' x 12')	4,163.00	5,200.00
<u>Four-Grave Lot</u> - <u>Woodland</u> Sections 21, 22, 25 (10' x 14')(12' x 12')		
- <u>Eastlawn</u> Section 19 (12' x 12')	2,254.00	2,865.00
<u>Four-Grave Lot</u> - <u>Trinity</u> (8' x 16')	2,118.00	2,688.00
<u>Mansion of Memories</u> - <u>Mausoleum Crypt</u>	802.00	882.00
<u>Baby Special</u>	31.00	33.00
<u>ADDITIONAL SERVICES</u>		
<u>CRYPTS</u>		
Youth.....	180.00	
Standard.....	185.00	
Intermediate.....	190.00	
Oversize.....	200.00	
<u>PLANTING</u>		
Preparing ground and planting flowers per grave	31.00	
Preparing ground and planting one shrub.....	39.00	
Flowers and shrubs are to be provided by the family at their expense,		
<u>MISC.</u>		
Tent in cemetery.....	96.00	
Rental tent outside cemetery.....	140.00	
Rental of dressing for use outside cemetery....	111.00	
Rental of lowering device outside cemetery.....	111.00	
Transfer Fee \$2.00 + Research \$19.00.....	21.00	
<u>NOTE:</u>		
35% of all lot and grave sales goes into Perpetual Care		



HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGES

	Resident and Non-Resident <u>Realty Taxpayers</u>	<u>Non-Residents</u>
<u>FOUNDATIONS AND MARKERS</u>		
<u>Foundation</u> - pouring per square inch of surface area (to be poured 6 feet deep)	.71	1.07
<u>Marker - Setting Fee</u> (maximum size 24" long x 18" wide) (thickness 8" maximum - 4" minimum)	87.00	133.00
Welfare Marker.....	87.00	117.00
Bronze Vase.....	87.00	133.00
D.V.A. Upright.....	73.00	
D.V.A. Flat.....	73.00	

Preferred Singles

Only a flat marker 24" in length, 18" in width and 4" in thickness is permitted

Single Graves in a Row

A flat granite marker 24" in length, 18" in width and 4" in thickness, or smaller, is permitted.

Urn Garden Section

Only a flat marker 12" in length, and 10" in width is permitted.

Children's Section

Only a flat marker 18" in length, and 14" in width is permitted.

Two-Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2".
Maximum width must not exceed 1'2". All bases must be at least 6" in height.
The total over-all height of any memorial must not exceed 4'. All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.

Three and Four-Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 41

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1154 LEASIDE ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area; approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

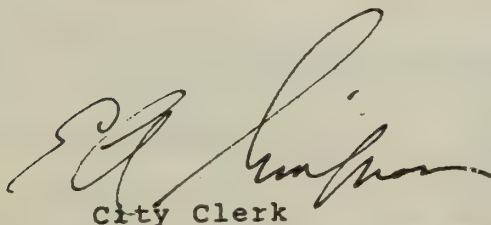
1. Sheet No. E-81 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

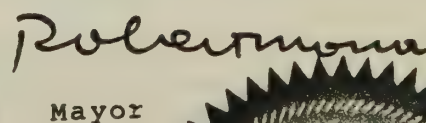
(a) by changing from "C" (Urban Protected Residential, etc.) district to "R-2" (Urban Protected Residential - One and Two-Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

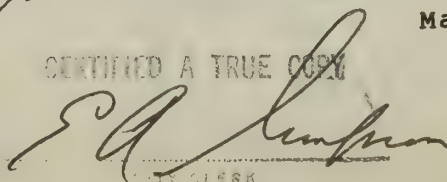
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

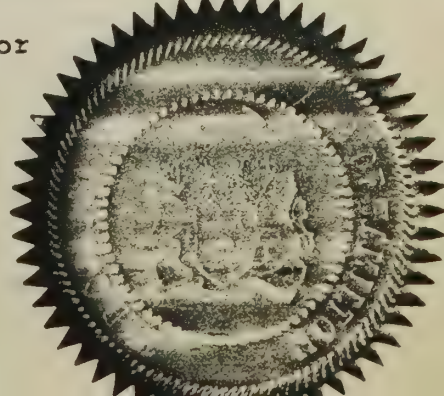
PASSED this 9th day of February , A.D. 1988.


City Clerk

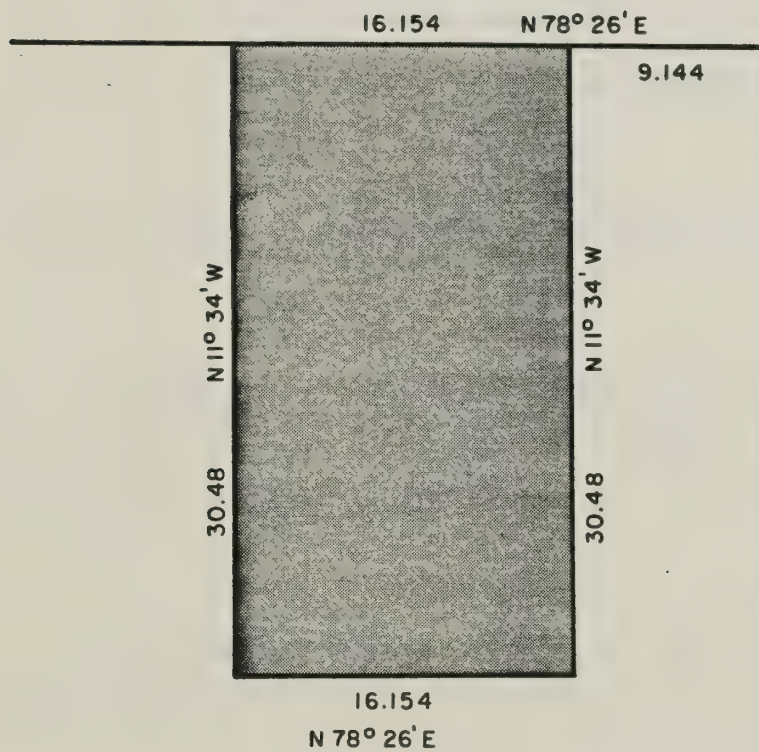

Mayor

CERTIFIED A TRUE COPY


CITY CLERK



LEASIDE ROAD



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88-41
PASSED THE 9th DAY OF February, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 88-41

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "C" (URBAN
PROTECTED RESIDENTIAL, ETC.) DISTRICT
TO "R-2" (URBAN PROTECTED RESIDENTIAL - ONE AND TWO FAMILY DWELLINGS,
ETC.) DISTRICT.

North



Scale
NOT TO SCALE

Date
DEC. 11, 1987

Reference File No.
ZA-87-103

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 42

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1026 KING STREET EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "DE-2" (Multiple Dwellings) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding subsection 10B(1) of By-law No. 6593, more than 14 dwelling units shall be prohibited in the building existing on the day of the passing of this by-law;
- (b) notwithstanding clauses 18A(1)(a) and 18A(1)(b) of By-law No. 6593, 4 parking spaces shall be provided and maintained on the land.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-2" district provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-1056".

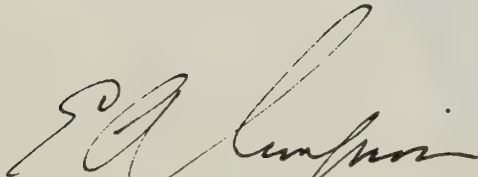


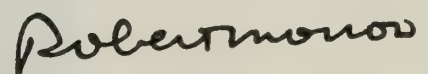
4. Sheet No. E-33 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-1056".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 9th day of February

A.D. 1988.

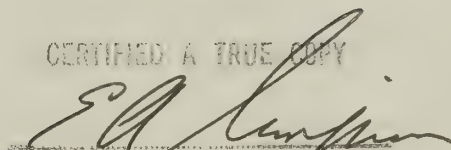

City Clerk


Mayor

(1987) 24 R.P.D.C. 6, December 8
Delores Bovell, Owner
ZA-87-76

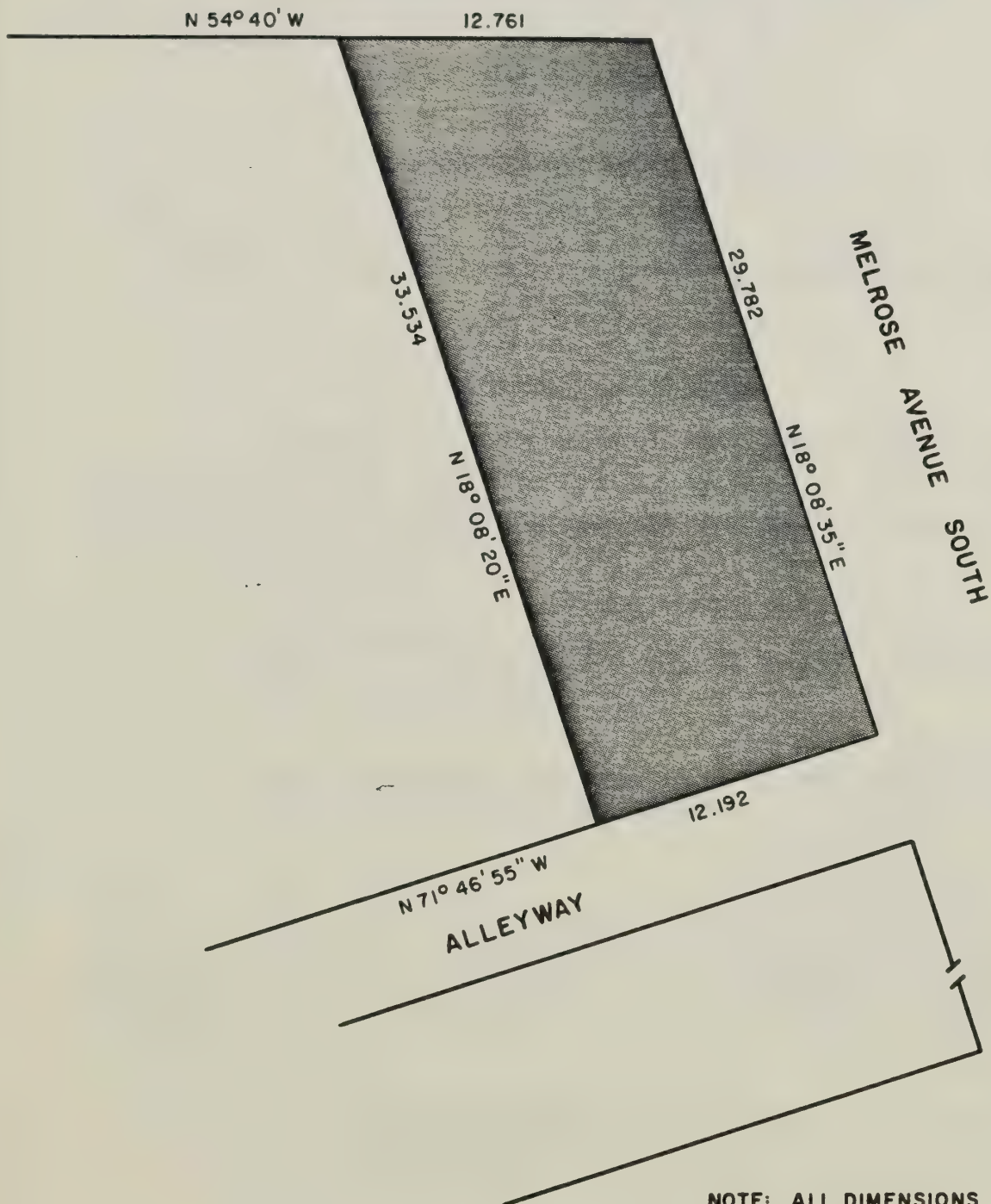


CERTIFIED A TRUE COPY


CITY CLERK



KING STREET EAST



THIS IS SCHEDULE "A" TO BY-LAW NO. 88-42-----
 PASSED THE 9th DAY OF February, 1988

[Signature]
 Clerk

[Signature]
 Mayor

CITY OF HAMILTON

SCHEDULE "A"
 MAP FORMING PART OF
 BY-LAW NO. 88-42

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend



LANDS TO BE REGULATED
 BY BY-LAW NO. 88-42

North



Scale
 NOT TO SCALE

Date
 DEC. 11, 1987

Reference File No.
 ZA-87-76

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 43

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 166 GAINSBOROUGH ROAD

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

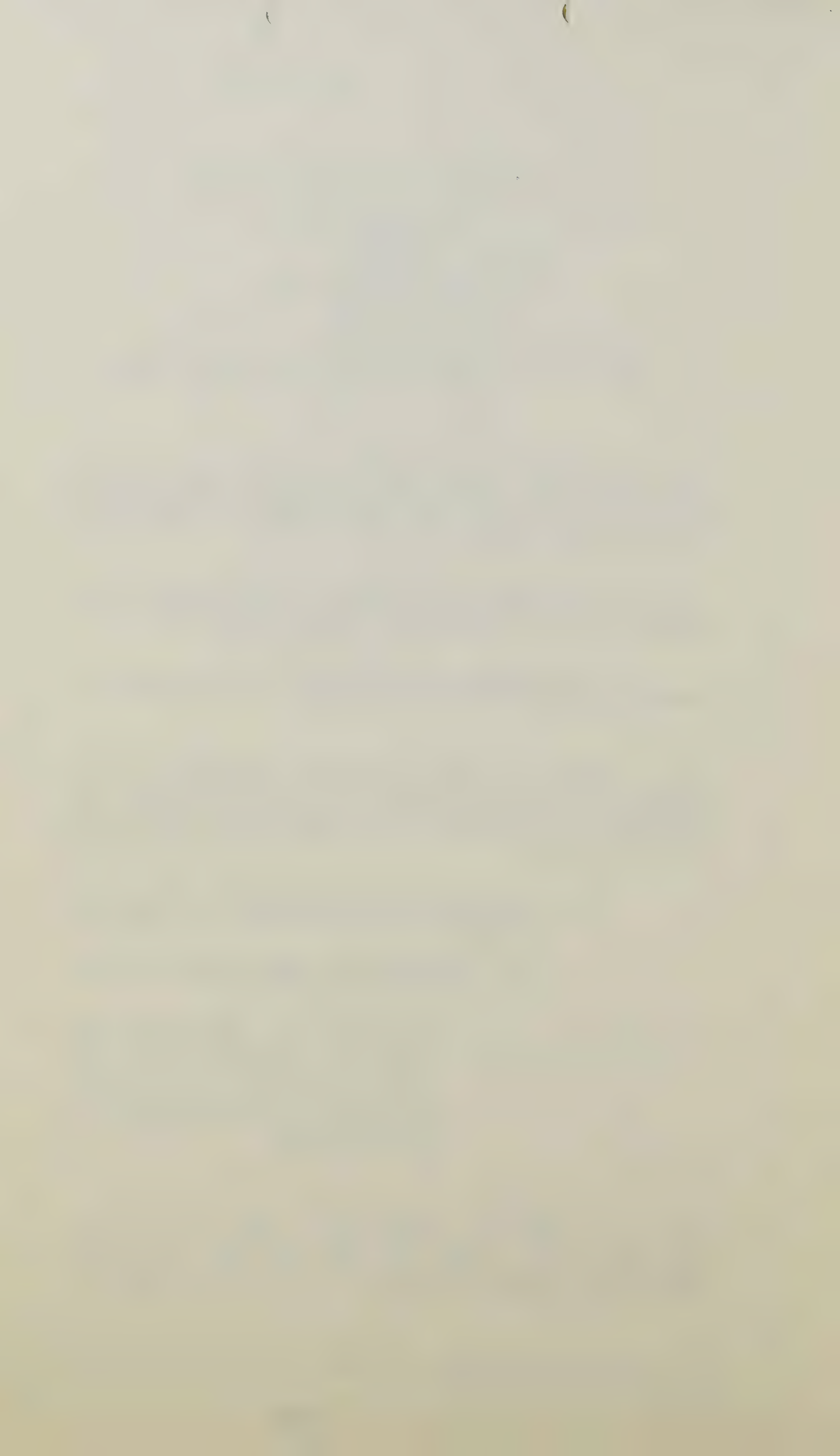
(a) notwithstanding paragraphs (f) and (h) of subclause 2(2)H(iii) of By-law No. 6593, the following,

(i) COMMERCIAL USE shall not be prohibited as a home occupation:

1. A hairdressing establishment for use by not more than one hairdresser, comprised of not more than one comb-out centre and one hair styling sink located in a building that is the principal and permanent place of residence of the hairdresser.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" district provisions, subject to the special requirement referred to in section 1.

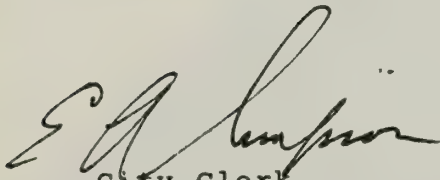
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-1057".

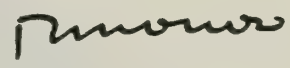


4. Sheets Nos. E-114 and E-115 of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-1057".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 9th day of February A.D. 1988.

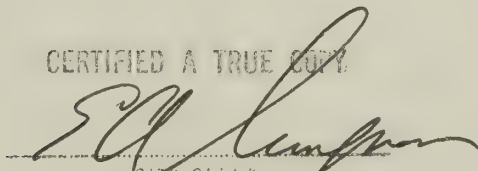

City Clerk

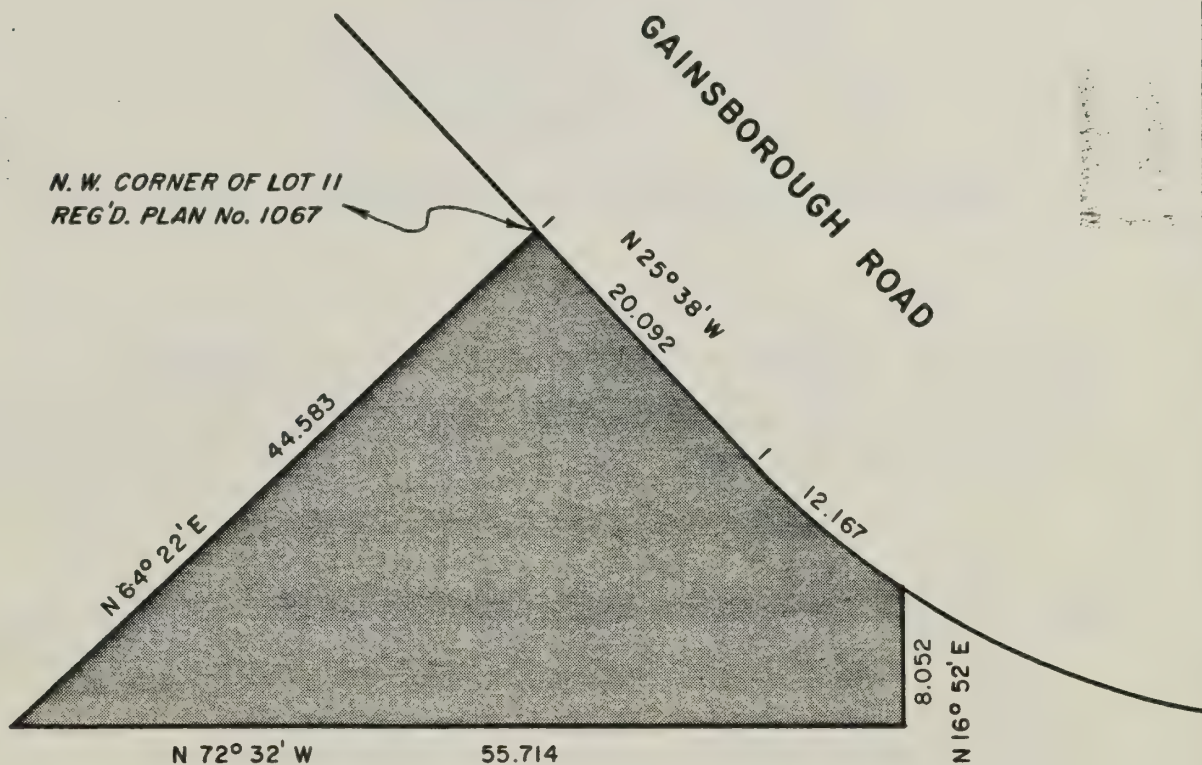

Mayor

(1987) 24 R.P.D.C. 7, December 8
Kathy Popovich, Owner
ZA-87-88



CERTIFIED A TRUE COPY


CITY CLERK



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88-43
PASSED THE 9th DAY OF February, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88-43
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED
BY BY-LAW NO. 88-43

North



Scale
NOT TO SCALE

Date
DEC. 15, 1987

Reference File No.
ZA-87-88

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88-44

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1053 MAIN STREET WEST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

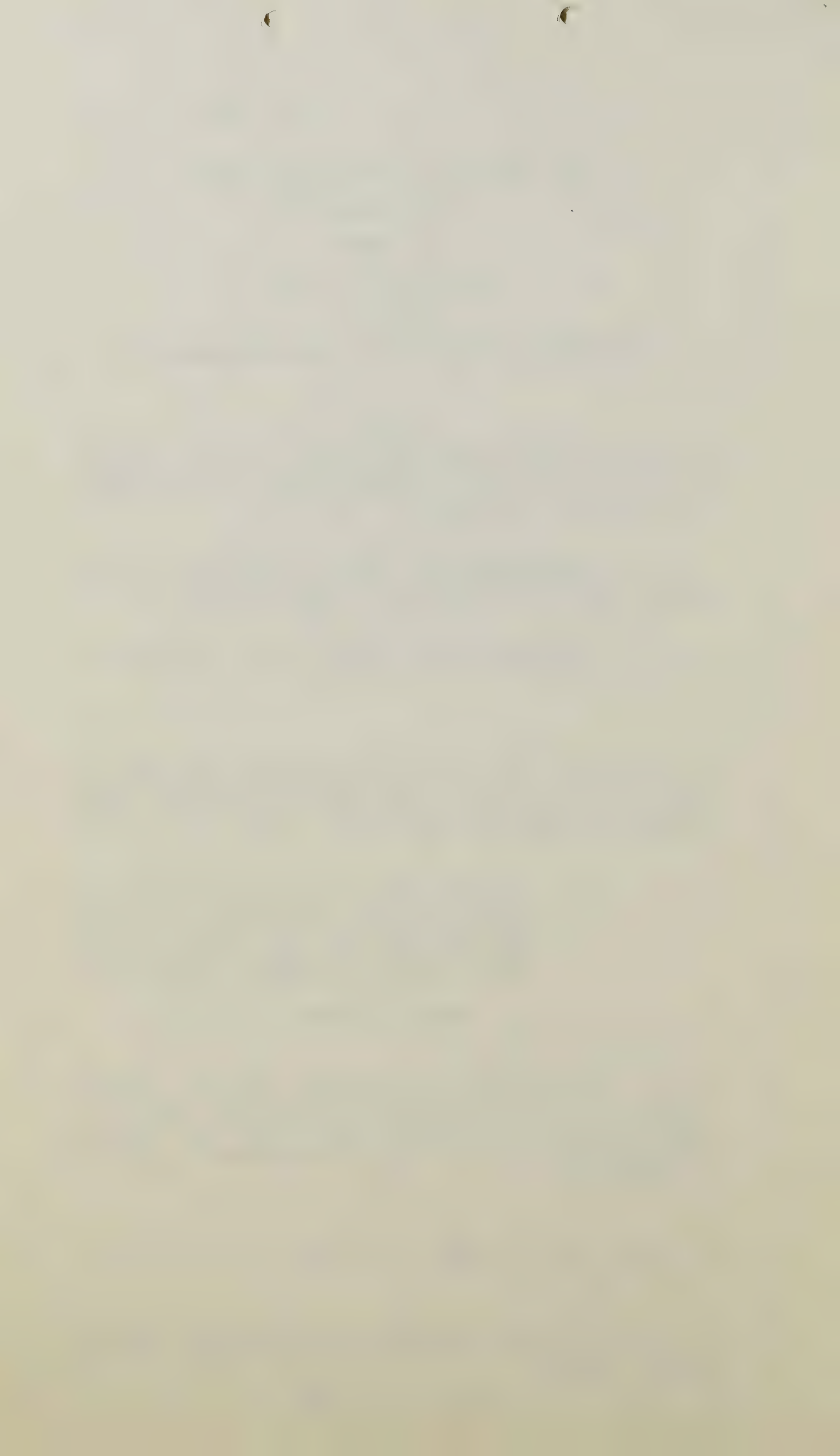
(a) Paragraph (a)(i) of section 2 of By-law No. 84-234, passed on the 30th day of October, 1984 and approved by the Ontario Municipal Board by Order dated the 5th day of July, 1985, (File No. R 840665), is amended by adding thereto the following clause:

4. Commercial School;

2. No building or structure shall be erected, altered, extended or enlarged nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" district provisions, subject to the special requirement referred to in section 1.

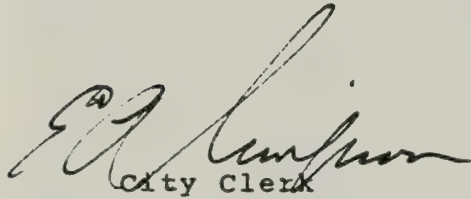
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-886a".

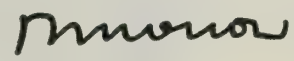
4. Sheets No. W-33 and W-34 of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-886a".



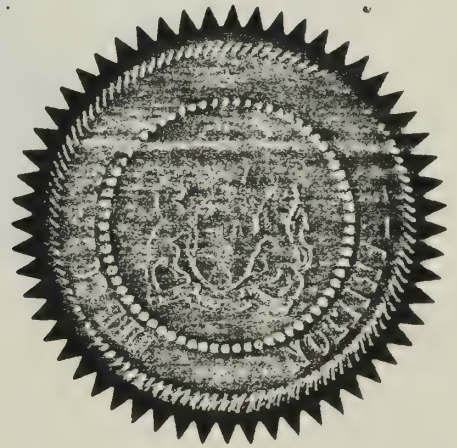
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

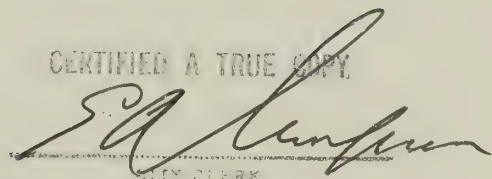
PASSED this 9th day of February A.D. 1988.

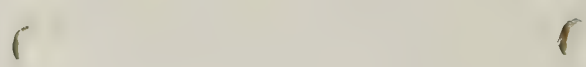

City Clerk


Mayor

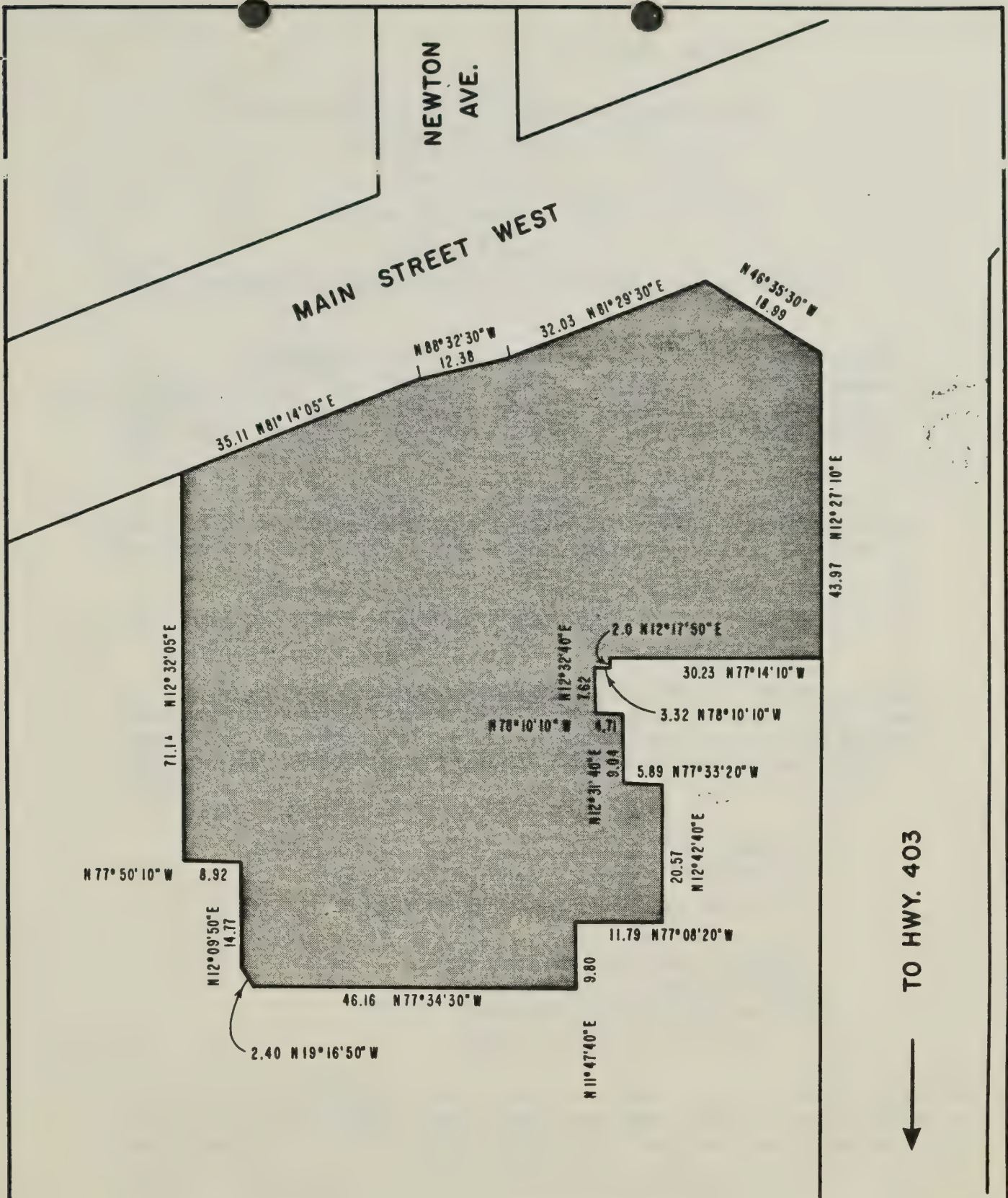
(1988) 1 R.P.D.C. 20, January 12
Conire Enterprises Ltd.
(E. R. Madronich), Owner
ZA-87-113



CERTIFIED A TRUE COPY

CITY CLERK



Handwritten text, possibly a signature or initials, located in the lower center of the page. The text is faint and appears to be written in cursive or a similar script.



NOTE: ALL DIMENSIONS
ARE IN METRES

TO HWY. 403

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 44-----
PASSED THE 9th DAY OF February, 1988

[Signature]
Clerk

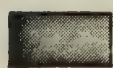
[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88- 44
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 LANDS TO BE REGULATED
BY BY-LAW NO. 88- 44

North 	Scale NOT TO SCALE	Reference File No. ZA-87-113
	Date JAN. 5, 1988	Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 45

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 53 LAKE AVENUE NORTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "A" (Conservation, Open Space, Park and Recreation) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding subsection 7(1) of By-law No. 6593, the following,

(i) PUBLIC USE shall not be prohibited:

1. A Senior Citizens Drop-In Centre within the building existing on the day of the passing of this by-law.

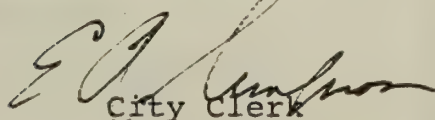
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "A" district provisions, subject to the special requirement referred to in section 1.

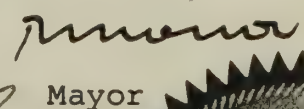
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-1030".

4. Sheet No. E-114 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-1030".

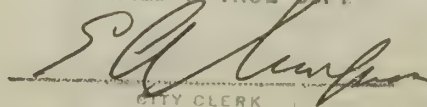
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 9th day of February A.D. 1988.

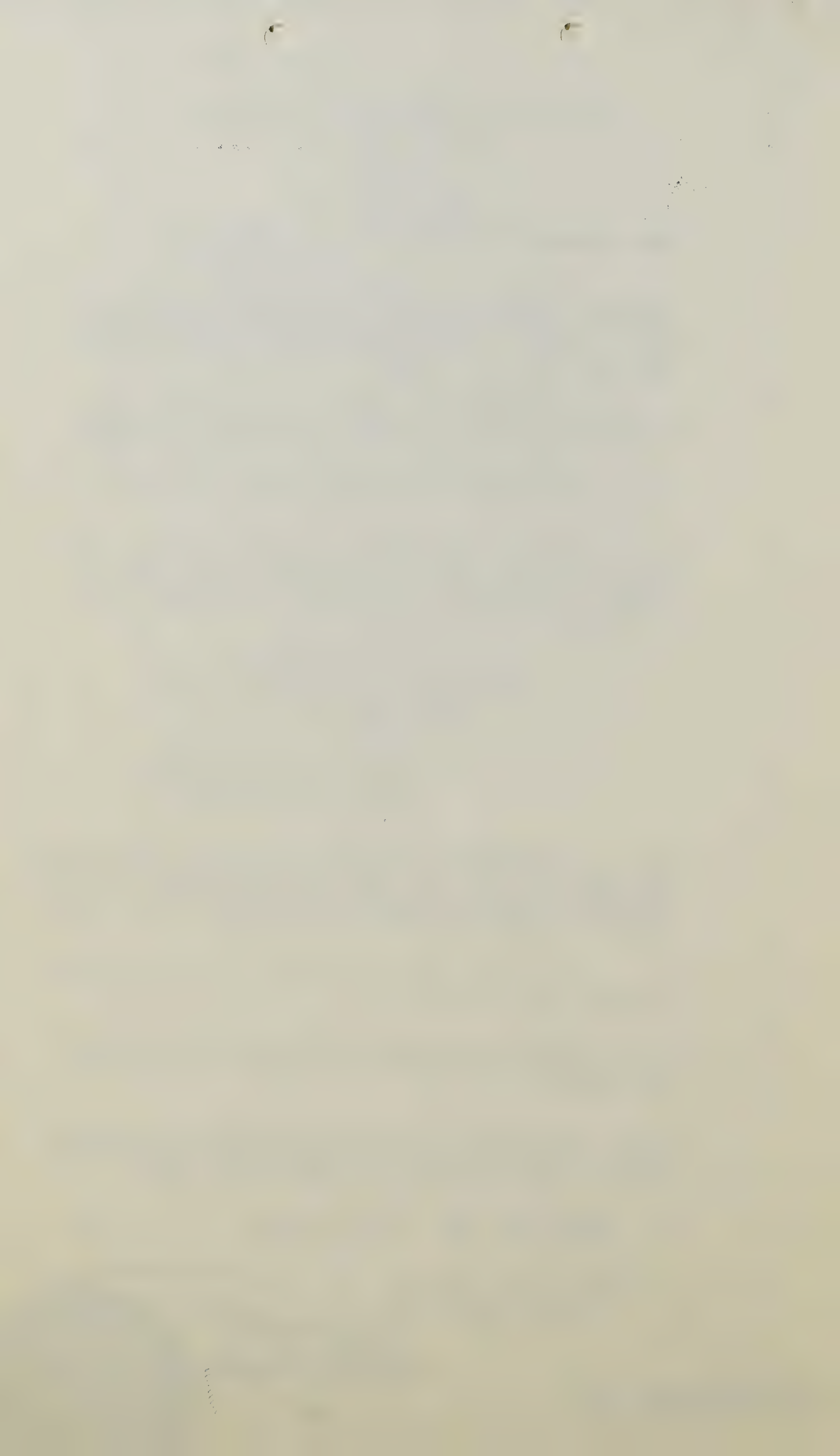

City Clerk

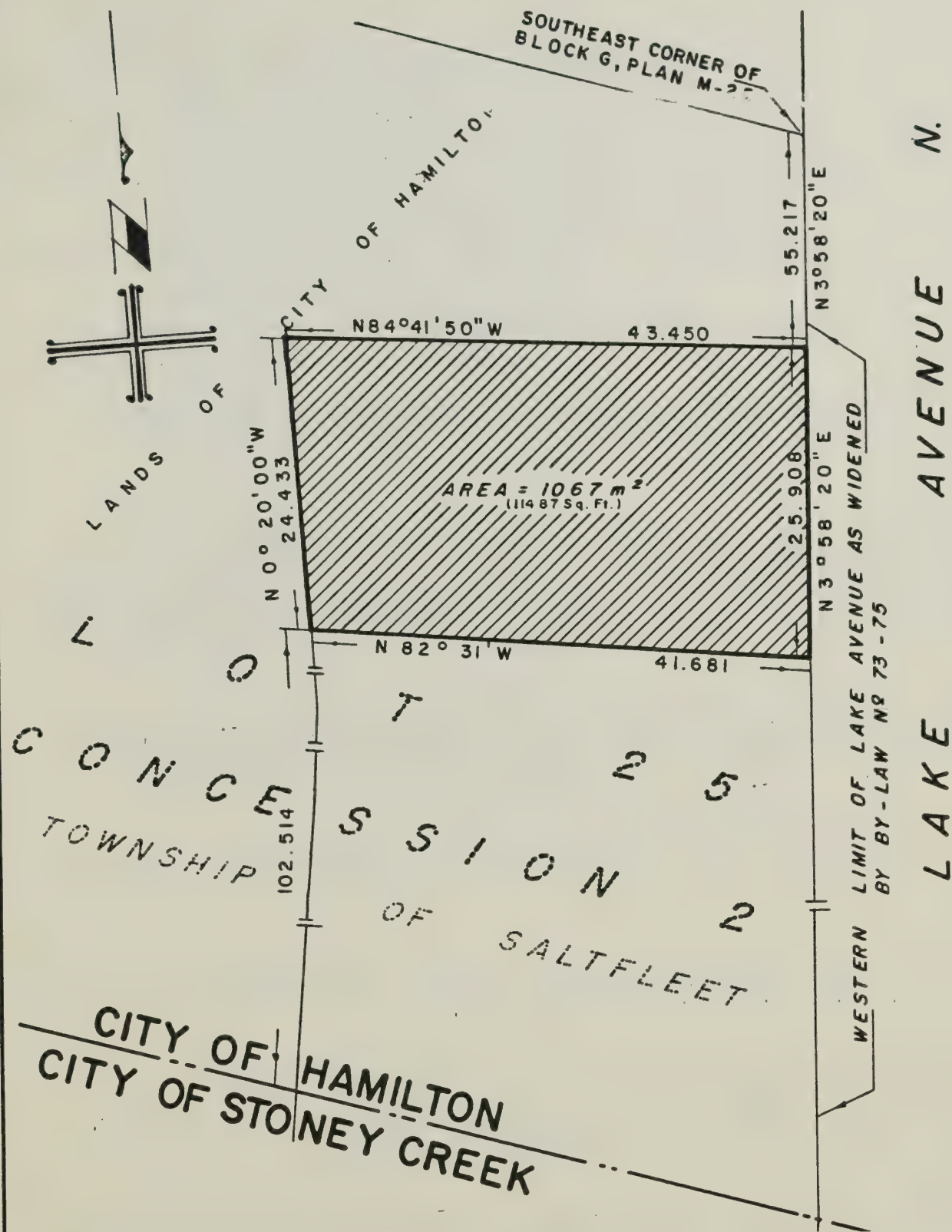

Mayor

CERTIFIED A TRUE COPY


CITY CLERK







NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW No. 88-45
PASSED THE 9th DAY OF February, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88-45
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 LANDS TO BE REGULATED
BY BY-LAW NO. 88-45

North



Scale
NOT TO SCALE

Date
JAN. 15, 1988

Reference File No.
C.I. 87-C

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 46

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT THE REAR OF MUNICIPAL NOS. 1610, 1614,
1620 AND 1626 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

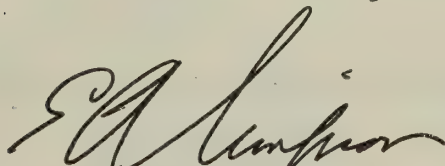
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 1,

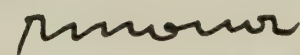
the extent and boundaries of which Block 1 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

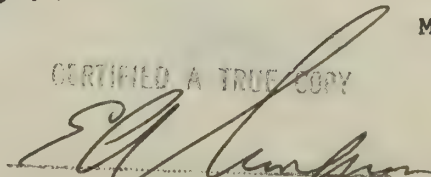
PASSED this 9th day of February

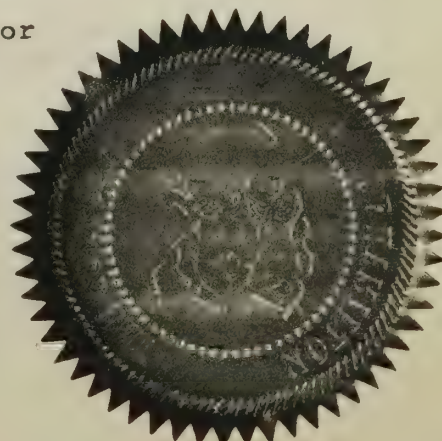
A.D. 1988.


City Clerk

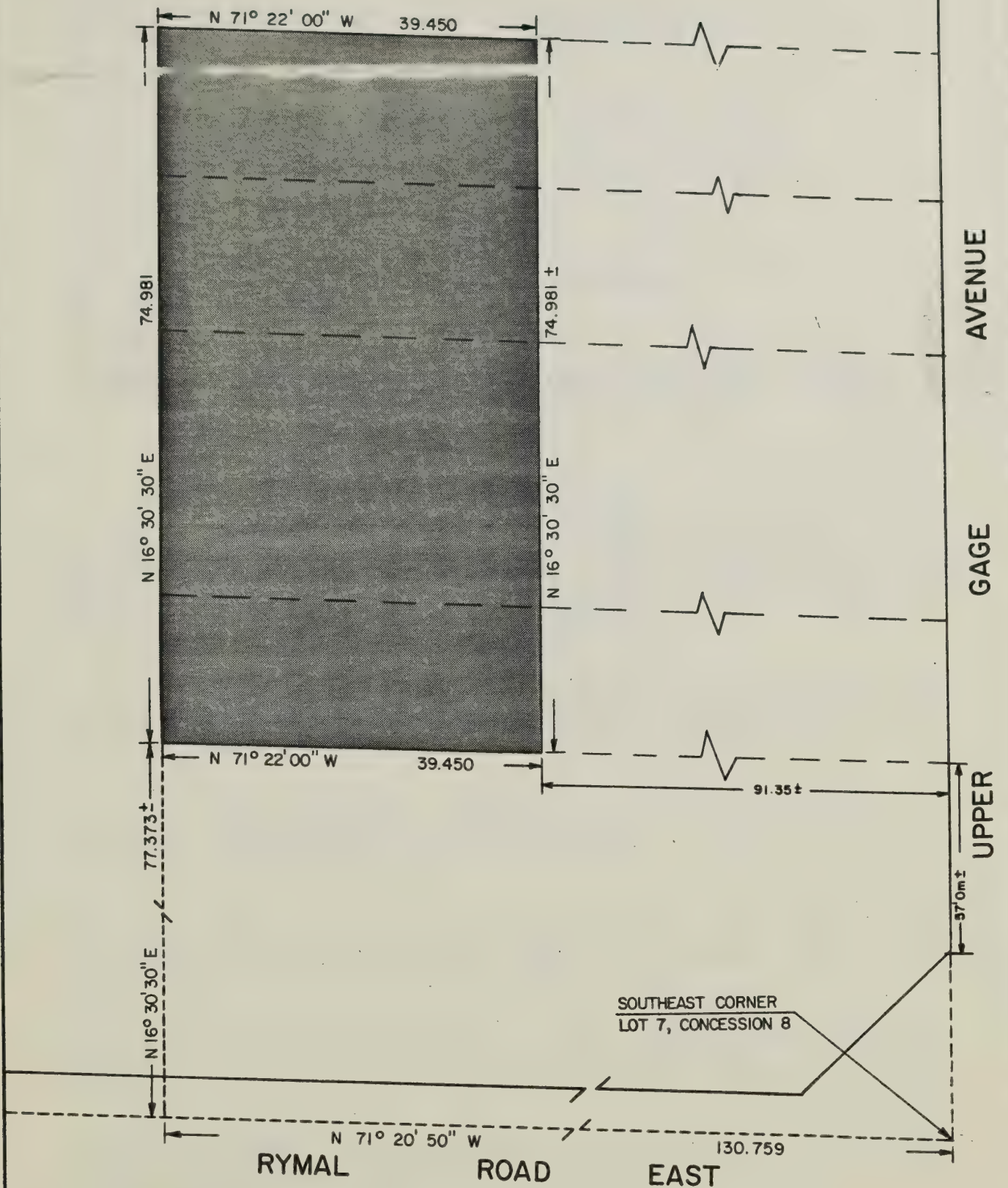

Mayor

CERTIFIED A TRUE COPY


CITY CLERK







NOTE: ALL DIMENSIONS ARE IN METRES.

THIS IS SCHEDULE 'A' TO BY-LAW 88-46
 PASSED THE 9th DAY OF February, 1988

[Signature]
 Clerk

[Signature]
 Mayor

**CITY OF HAMILTON
 SCHEDULE 'A'**

**MAP FORMING PART OF
 BY-LAW N° 88-46**

TO AMEND BY-LAW N° 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend

 Change in zoning from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district.

North



Scale
 NTS

Date
 JANUARY 1988

Reference File No.
 ZA87-112

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88-47

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED BETWEEN UPPER OTTAWA STREET AND TEMPLEMEAD
DRIVE, SOUTH OF SILVERTON AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

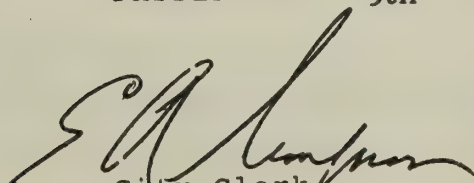
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

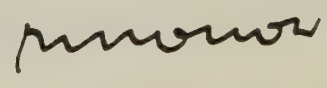
the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

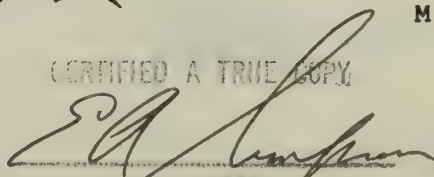
PASSED this 9th day of February

A.D. 1988.

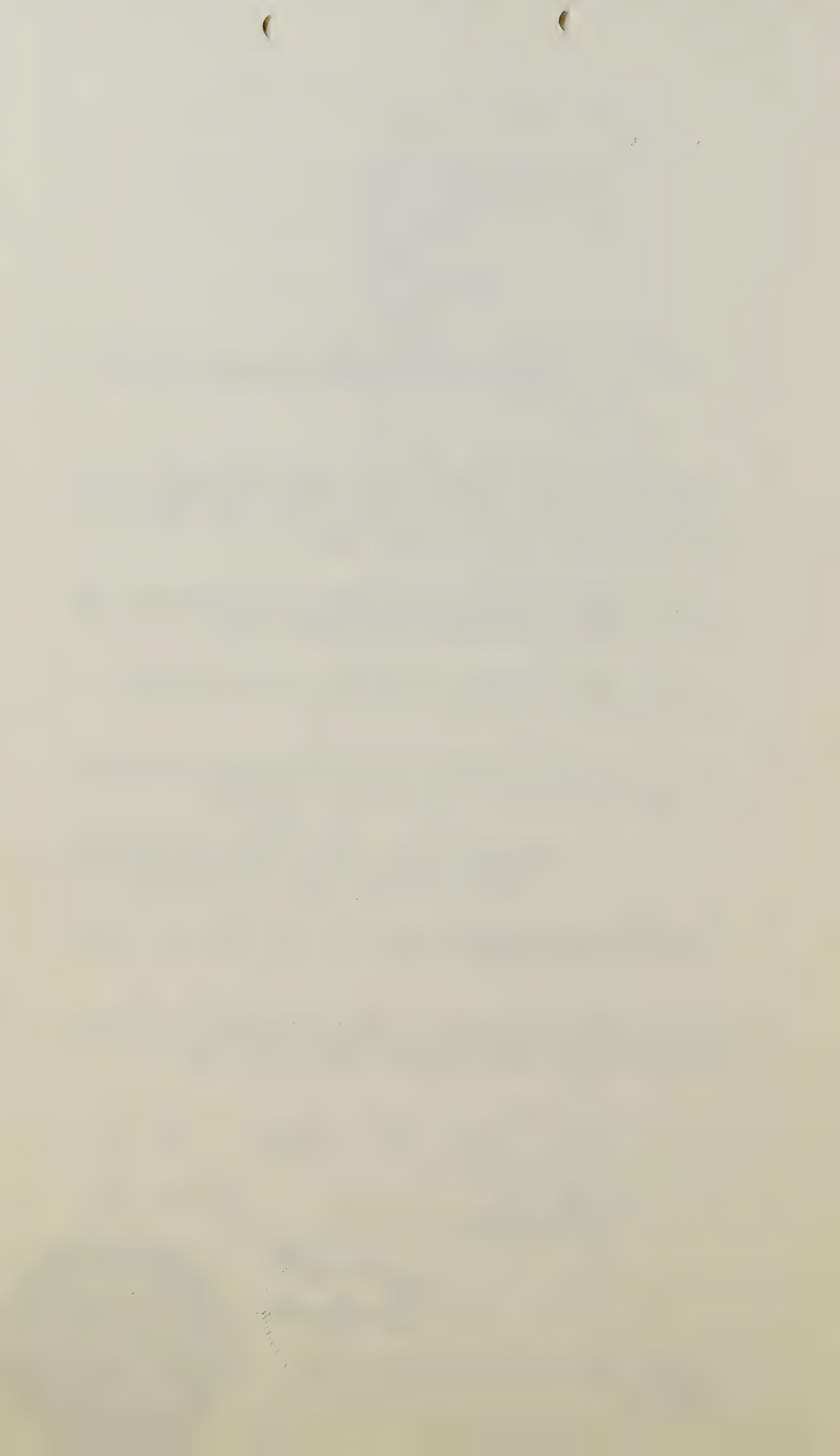

City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK





DRIVE

SILVERTON AVENUE

STREET

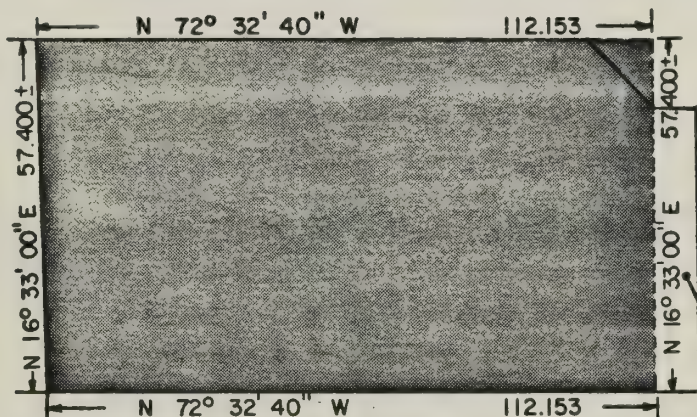
UNSWORTH DRIVE

TEMPLEMEAD

OTTAWA

FUTURE ROAD
WIDENING

UPPER



NOTE: ALL DIMENSIONS
ARE IN METRES.

THIS IS SCHEDULE 'A' TO BY-LAW 88-47
PASSED THE 9th DAY OF February, 1988

[Signature]
Clerk

[Signature]
Mayor

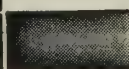
CITY OF HAMILTON
SCHEDULE 'A'

MAP FORMING PART OF
BY-LAW N° 88-47

TO AMEND BY-LAW N° 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 Change, in zoning from "AA" (Agricultural) District
to "C" (Urban Protected Residential, etc.) District.

North



Scale
NTS

Date
JANUARY 1988

Reference File No.
ZA87-71

Drawing No.

The Corporation of the City of Hamilton

BY-LAW NO. 88-48

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 234 QUEEN STREET SOUTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding subsection 10(1) of By-law No. 6593, the following,

(i) COMMERCIAL USE shall not be prohibited within the building existing on the day of the passing of this by-law:

1. Stationery supply store.

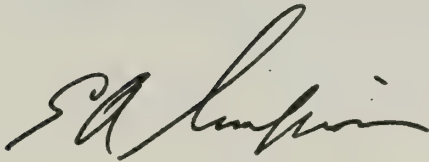
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" district provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-973a".

4. Sheet No. W-13 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-973a".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 9th day of February A.D. 1988.

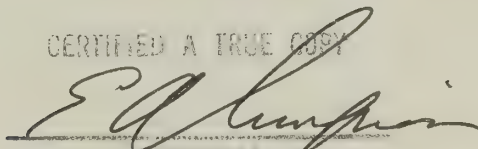

City Clerk


Mayor

(1987) 19 R.P.D.C. 5, October 13
Motion -- November 24, 1987
Ritlyn Investments Limited, Owner
ZA-87-61



CERTIFIED A TRUE COPY


CITY CLERK



SOUTH

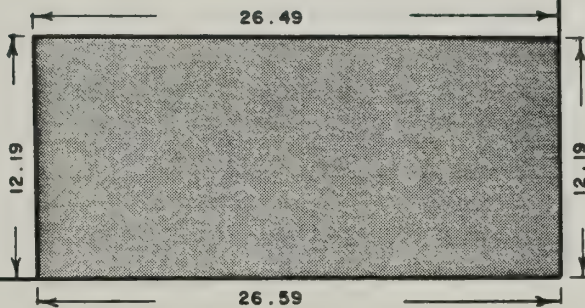
STREET

QUEEN

CHARLTON

AVENUE

WEST



ALL DIMENSION ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 48 ----
PASSED THE 9th DAY OF February, 1988

E.A. Cooper
Clerk

James
Mayor

CITY OF HAMILTON

SCHEDULE "A"

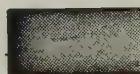
MAP FORMING PART OF

BY-LAW No. 88 - 48

TO AMEND BY LAW No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED
BY-LAW No. 88 - 48

North



Scale
N.T.S.

Date
OCT. 1987

Reference File No.
ZA - 87- 61

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 49

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 18 RYMAL ROAD WEST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding paragraphs (f) and (i) of Section 2(2)(H)(iii) of By-law No. 6593, the establishment of a barber shop shall not be prohibited within the existing garage.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" district provisions, subject to the special requirement referred to in section 1.

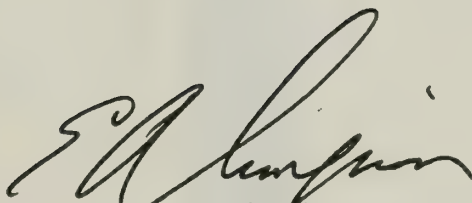
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule "S-1051a".

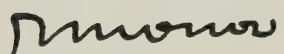
4. Sheet No. W-9D of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-1051a".



5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 9th day of February , A.D. 1988.

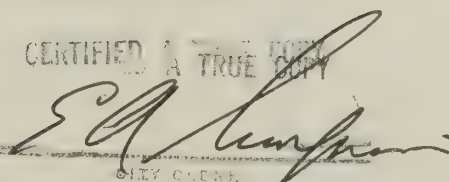

City Clerk


Mayor

(1988) 2 R.P.D.C. 5, January 26
Guiseppe Messina, Lessee
ZA-87-133

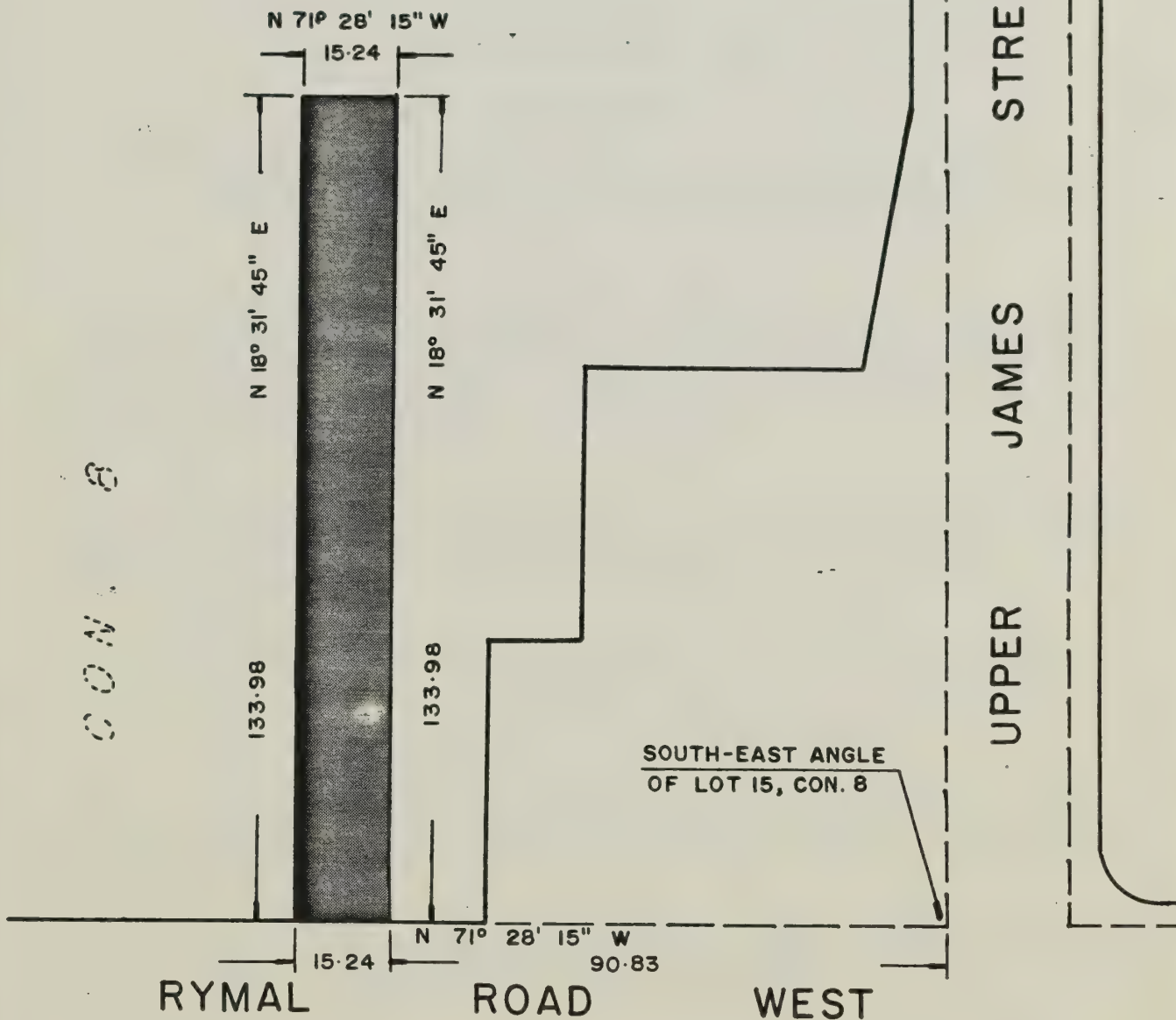


CERTIFIED A TRUE COPY


CITY CLERK

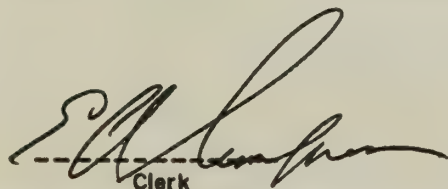


LOT 15



NOTE: All dimensions are in metres

THIS IS SCHEDULE "A" TO BY-LAW NO. 88-49
PASSED THE 9th DAY OF February, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE 'A'

MAP FORMING PART OF
BY-LAW NO 88-49

TO AMEND BY-LAW NO 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY
BY-LAW NO. 88-49

North

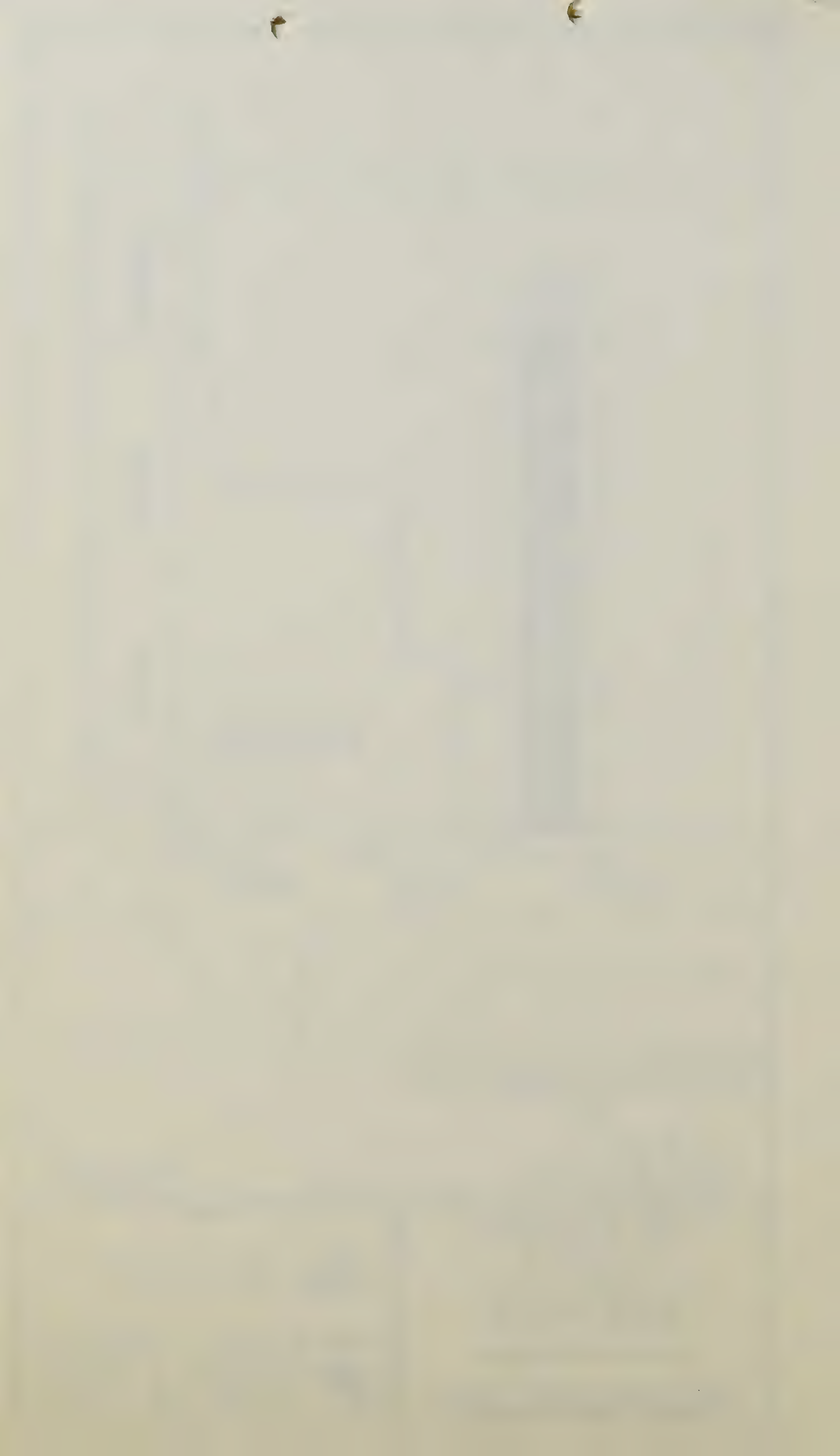


Scale
NOT TO SCALE

Date
JANUARY 21, 1988

Reference File No.
ZA 87-133

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88-50

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE EAST SIDE OF UPPER SHERMAN AVENUE,
IN THE AREA NORTH OF STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

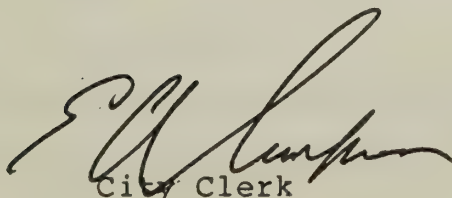
1. Sheets No. E-38B and E-38C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

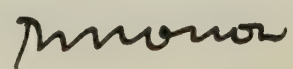
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

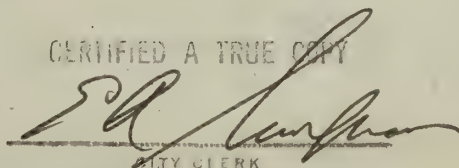
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 9th day of February, A.D. 1988.


City Clerk

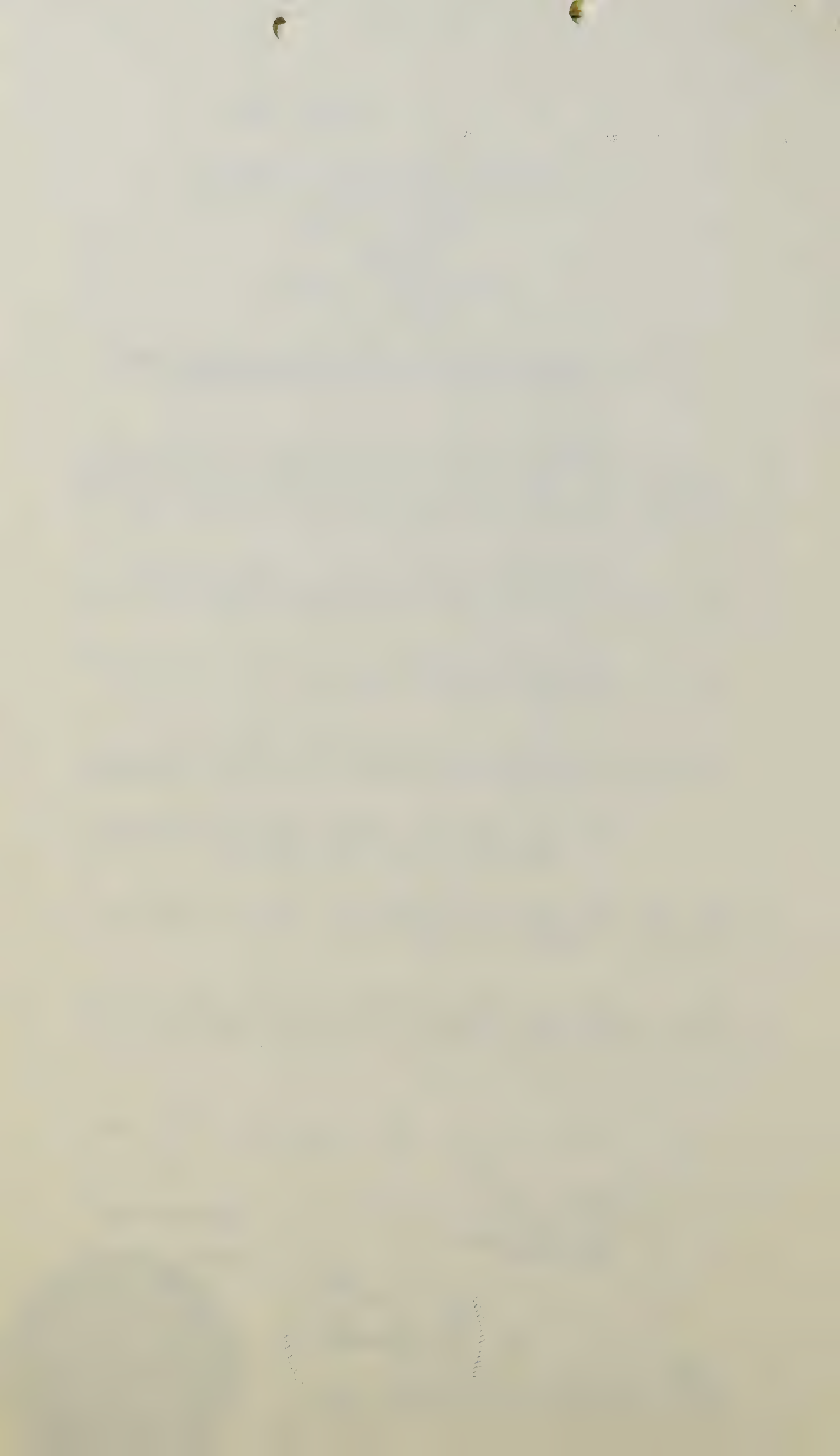

Mayor

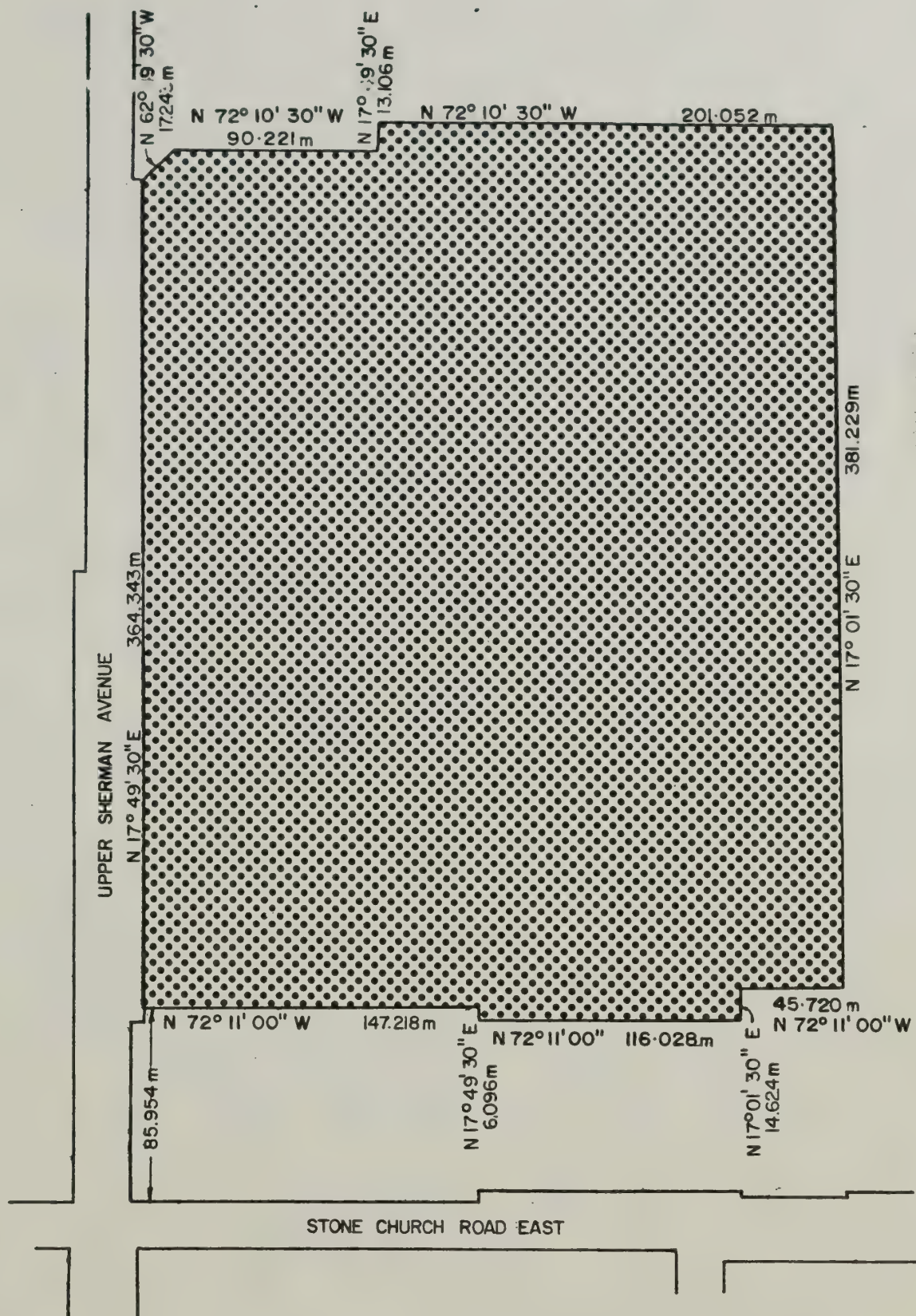
CERTIFIED A TRUE COPY


CITY CLERK

(1987) 8 R.P.D.C. 7, April 28
(1988) 3 R.P.D.C. 1, February 9
McNally Brothers (1965) Limited, Owner
Amended ZA-86-97







NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 50
PASSED THE 9th DAY OF February, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88- 50
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "AA"
(AGRICULTURAL) DISTRICT TO
"C" (URBAN PROTECTED RESIDENTIAL,
ETC.) DISTRICT.

North



Scale

NOT TO SCALE

Date

FEBRUARY, 1988

Reference File No.

ZA 86-97

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 51

To Appoint:

A CHIEF PLANNING OFFICER

WHEREAS R.R.O. 1980, Reg. 785, Section 5 requires that the Chief Planning Officer of the local municipality provide an opinion that a zoning by-law is in conformity with the official plan of the local municipality for the purpose of the procedure established in the said regulation relating to a zoning by-law becoming effective where no notice of objection has been filed;

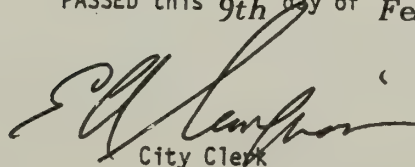
AND WHEREAS the "Procedures to be followed by all Municipalities in Ontario with respect to applications to the Ontario Municipal Board for approval of undertakings pursuant to Section 64 of The Ontario Municipal Board Act (R.S.O. 1980 Chapter 347)" includes a requirement that a statement by the Clerk or the Chief Planning Officer of the municipality must be filed with the Board as part of the supporting material for each application for approval, "stating that the application is not contrary to any official plan, any zoning by-law or amendments thereto; or that these have no relevance to the application";

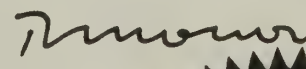
AND WHEREAS it is intended to appoint a Chief Planning Officer for the purposes of the said regulation and the said Procedures.

NOW THEREFORE the Council of The Corporation of The City of Hamilton enacts as follows:

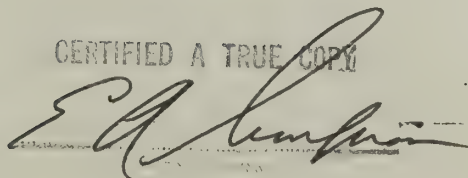
1. The Director of Local Planning of the Regional Municipality of Hamilton-Wentworth is appointed Chief Planning Officer for the purpose of completing Schedule 3 of Form 1 referred to in Section 5 of R.R.O. 1980, Reg. 787, and for the purpose of the Procedures aforesaid in respect of an application under Section 64 of The Ontario Municipal Board Act.
2. In the absence of the Director of Local Planning, the Division Head of the Land Use and Urban Design Division and the Division Head of the Policy and Neighbourhood Planning Division jointly are appointed Chief Planning Officer in place and stead of the Director of Local Planning.
3. By-law No. 83-136 is repealed.

PASSED this 9th day of February 1988


City Clerk


Mayor

CERTIFIED A TRUE COPY





The Corporation of the City of Hamilton

BY-LAW NO. 88-52

To Authorize the Borrowing of \$6,000,000.00 to
Finance Bank Overdrafts as and when
they Arise from Current Expenditures

Whereas the Council of The Corporation of the City of Hamilton (hereinafter called the "Municipality") deems it necessary to borrow the sum of \$6,000,000.00 or lesser amount to pay for temporary bank overdrafts as and when they arise in relation to the current expenditures of the Municipality for the year;

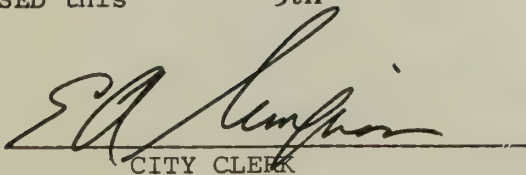
And Whereas the total amount of the estimated revenues of the Municipality as set forth in the preliminary estimates adopted for the year 1988, is \$135,000,000.00;

And Whereas the total of amounts heretofore may be borrowed for the purposes mentioned in Subsection (1) of Section 189 of the Municipal Act, R.S.O. 1980, Chapter 302, as amended;

Therefore the Council of The Corporation of the City of Hamilton hereby enacts as follows:

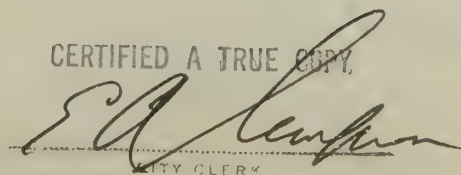
1. The Mayor and the Treasurer are hereby authorized on behalf of the Municipality to borrow from time to time by way of promissory note from the CANADIAN IMPERIAL BANK OF COMMERCE a sum or sums not exceeding the aggregate \$6,000,000.00 to pay off temporary bank overdrafts for the current expenditures of the Municipality for the year, including the amounts required for the purposes mentioned in Subsection (1) of Section 189 of the Municipal Act, and to give on behalf of the Municipality to the Bank a promissory note or notes sealed with the Corporate Seal and signed by the Mayor and Treasurer for the monies so borrowed with interest at such rate as may be agreed upon from time to time with the Bank.
2. All sums borrowed pursuant to the authority of this by-law, as well as all other sums borrowed in this year and in previous years from the said Bank for any or all of the purposes mentioned in the said Section 189, shall, with interest thereon, be a charge upon the whole of the revenues of the Municipality for the current year and for all preceding years as and when such revenues are received.
3. The Treasurer is hereby authorized and directed to apply in payment of all sums borrowed as aforesaid, together with interest thereon, all of the monies hereafter collected or received either on account or realized in respect of taxes levied for the current year and preceding years or from any other source which may lawfully be applied for such purpose.

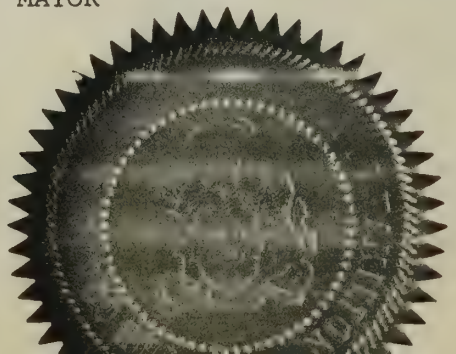
PASSED this 9th day of February A.D. 1988.


CITY CLERK


MAYOR

CERTIFIED A TRUE COPY


CITY CLERK



BY-LAW NO. 88 - 53

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9TH DAY OF FEBRUARY A.D., 1988.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

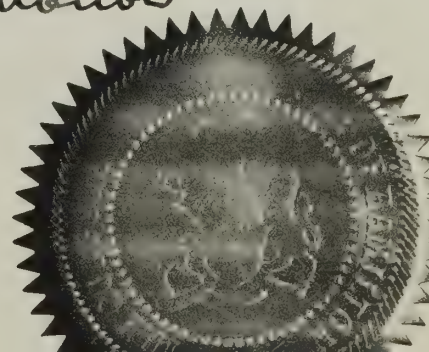
PASSED this 9th day of February A.D. 1988

[Signature]
CITY CLERK

[Signature]
MAYOR

CERTIFIED A TRUE COPY

[Signature] 3
CITY CLERK



The Corporation of The City of Hamilton

BY-LAW NO. 88- 64

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED IN THE AREA NORTH OF RYMAL ROAD EAST
AND WEST OF UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-38D and E-38E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

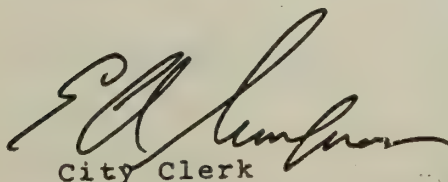
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block "1"; and

(b) by changing from "AA" (Agricultural) district to "R-4" (Small Lot Single-Family Detached) district, the land comprised in Block "6",

the extent and boundaries of each of which Blocks "1" and "6" are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 23rd day of February A.D. 1988.

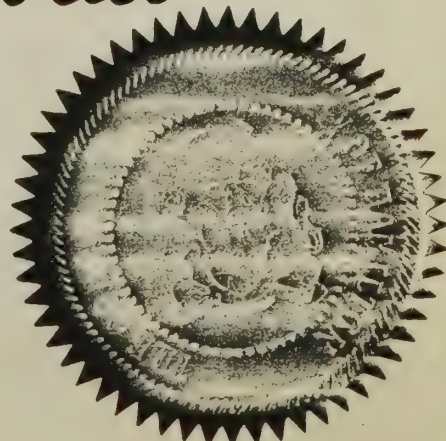

City Clerk

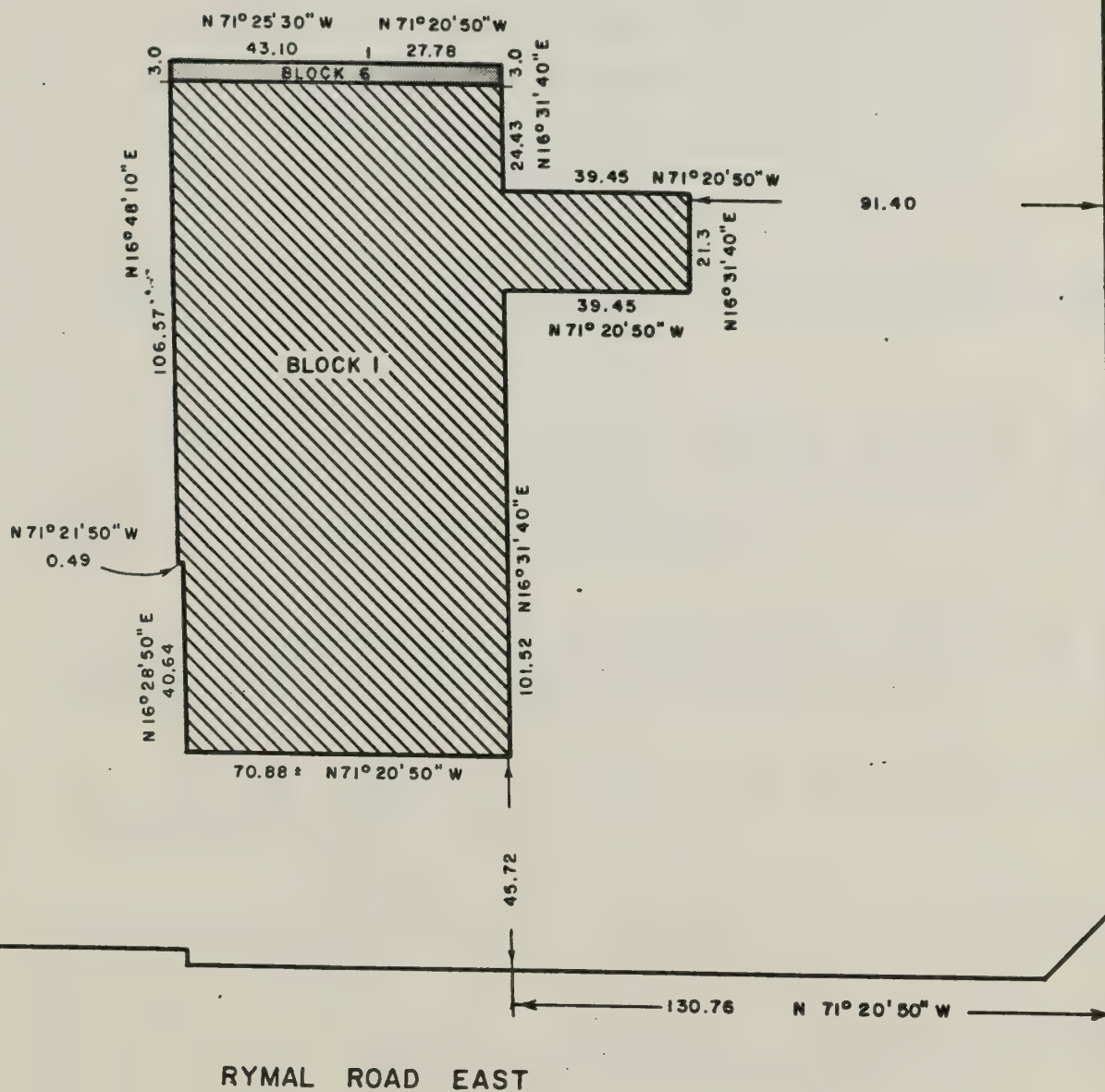

Mayor

CERTIFIED A TRUE COPY


CITY CLERK

(1988) 1 R.P.D.C. 17, January 12
Frank Silvestri (In Trust), Owner
and Prospective Owner
Amended ZA-87-65





NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88- 64 ---
PASSED THE 23rd DAY OF February, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 88- 64

TO AMEND BY-LAW NO. 6393

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



BLOCK 1

CHANGE IN ZONING FROM "AA" (AGRI-
CULTURAL) DISTRICT TO "C" (URBAN
PROTECTED RESIDENTIAL, ETC.)
DISTRICT.



BLOCK 6

CHANGE IN ZONING FROM "AA" (AGRI-
CULTURAL) DISTRICT TO "R-4" (SMALL
LOT SINGLE - FAMILY DETACHED)
DISTRICT.

North



Scale

NOT TO SCALE

Date

JAN. 7, 1988

Reference File No.

ZA-87-65

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88-65

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE NORTH SIDE OF RYMAL ROAD EAST,
BETWEEN UPPER WELLINGTON STREET AND UPPER WENTWORTH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-18D and E-18E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

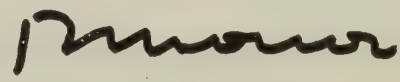
- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the lands comprised in Blocks "1" and "2"; and
- (b) by changing from "AA" (Agricultural) district to "RT-20" (Townhouse - Maisonette) district, the land comprised in Block "3",

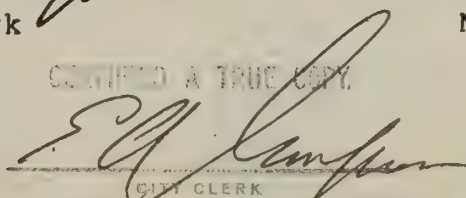
the extent and boundaries of each of which Blocks "1", "2" and "3" are shown on a plan hereto annexed as Schedule "A".

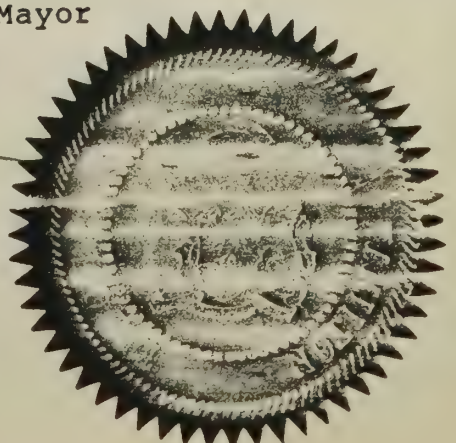
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 23rd day of February A.D. 1988.

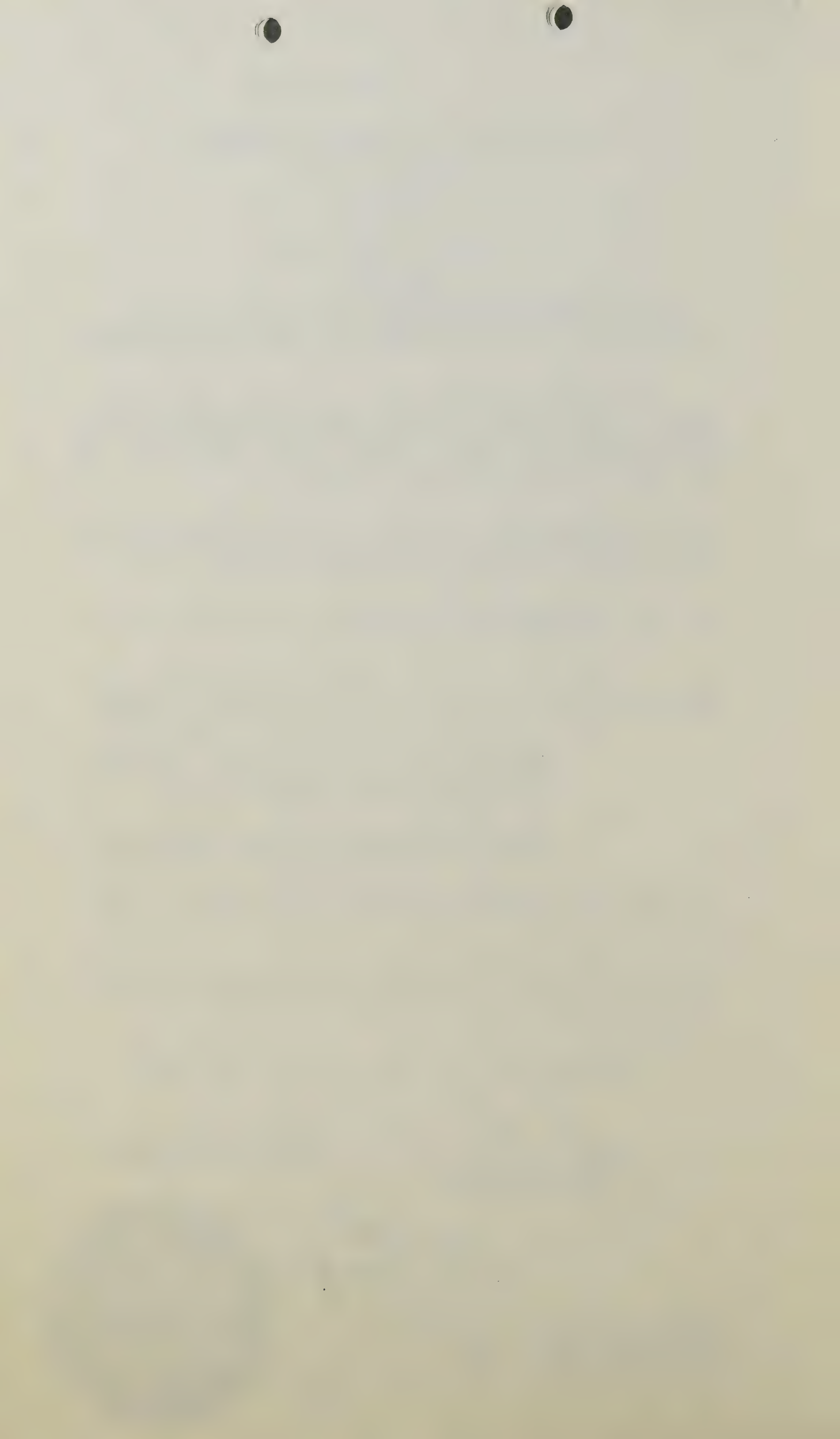

City Clerk

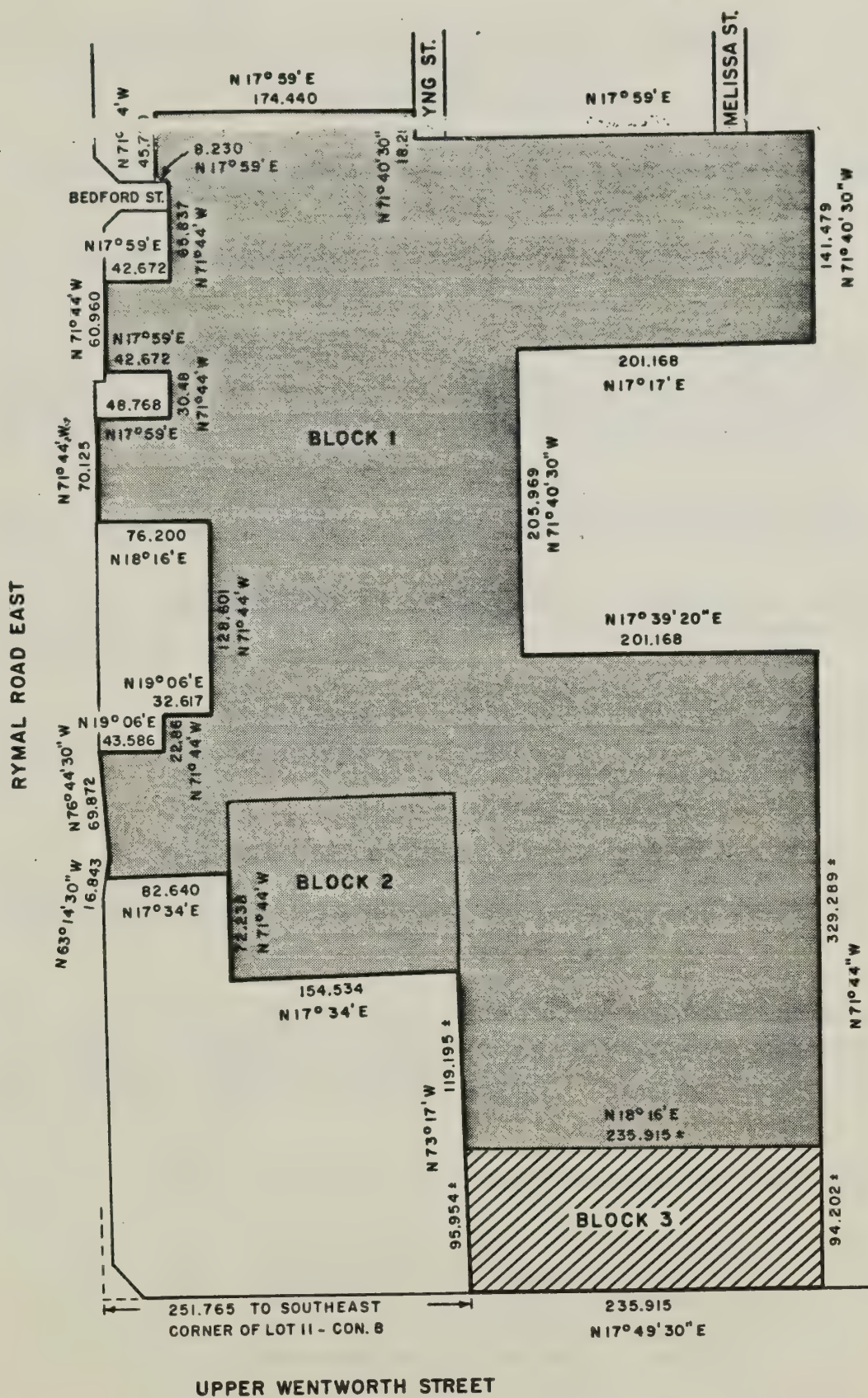

Mayor


CITY CLERK



(1988) 1 R.P.D.C. 22, January 12
428680 Ontario Ltd.
(Herbert Schreiber), Owner
Amended ZA-87-80





THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 65
 PASSED THE 23rd DAY OF February, 1988

[Signature]
 Clerk

[Signature]
 Mayor

CITY OF HAMILTON
 SCHEDULE "A"
 MAP FORMING PART OF
 BY-LAW NO. 88- 65
 TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend		
CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO:		
BLOCKS 1 & 2	"C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.	
BLOCK 3	"RT-20" (TOWNHOUSE - MAISONETTE) DISTRICT	
North 	Scale NOT TO SCALE	Reference File No. ZA-87-80
	Date JAN. 13, 1988	Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 66

TO Designate:

THE PROPERTY LOCATED AT MUNICIPAL NO. 64 FOREST AVENUE

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of The Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 64 Forest Avenue and more particularly described in schedule "A" hereto annexed, is hereby designated as property of historic and architectural value and interest.

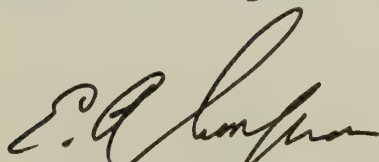
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in schedule "B", to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

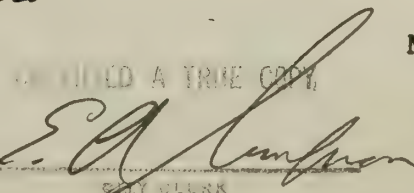
(i) to cause a copy of this by-law, together with reasons for the designation to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;

(ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton, for three consecutive weeks.

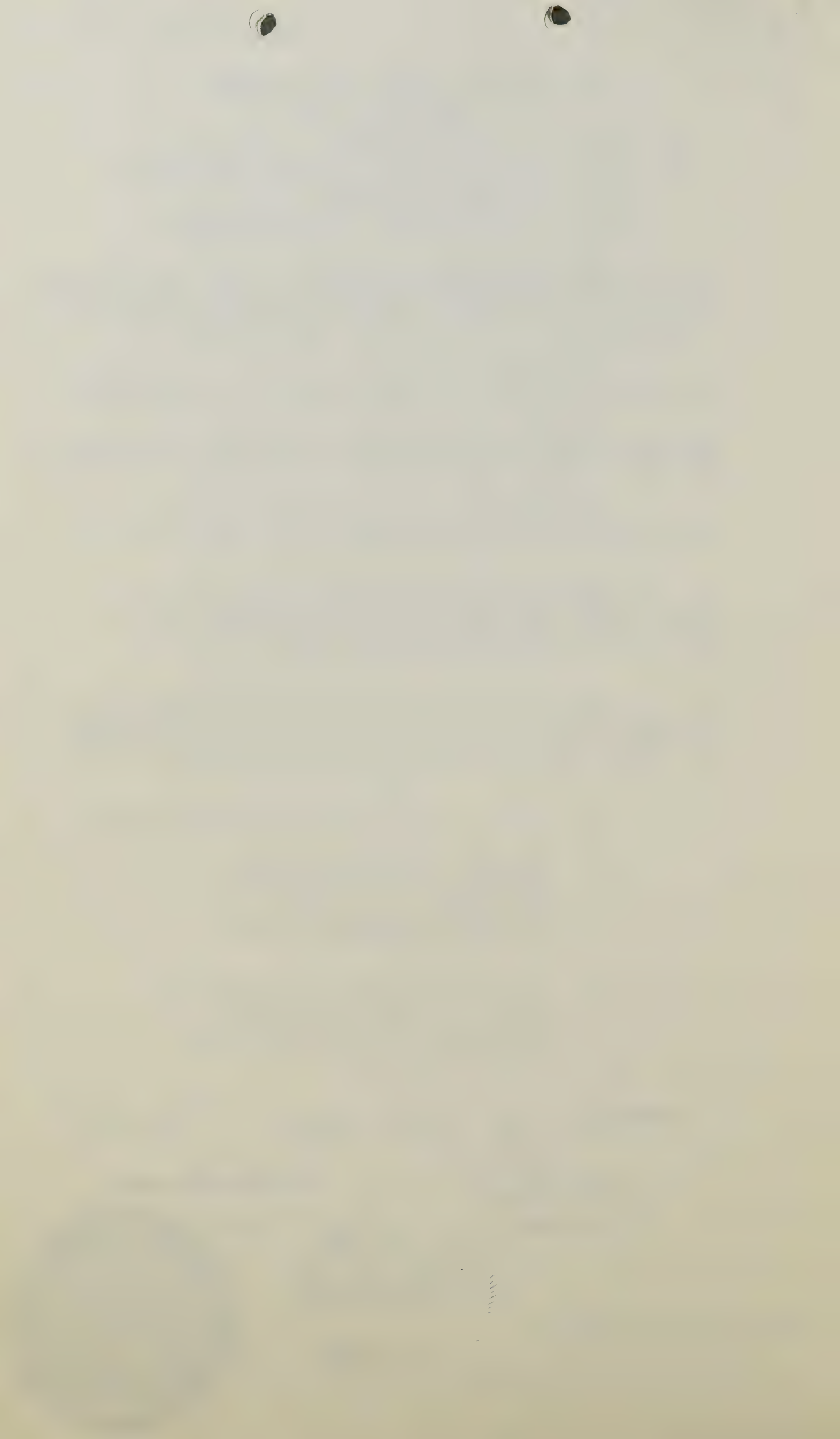
PASSED this 23rd day of February A.D. 1988.


City Clerk


Mayor


CITY CLERK





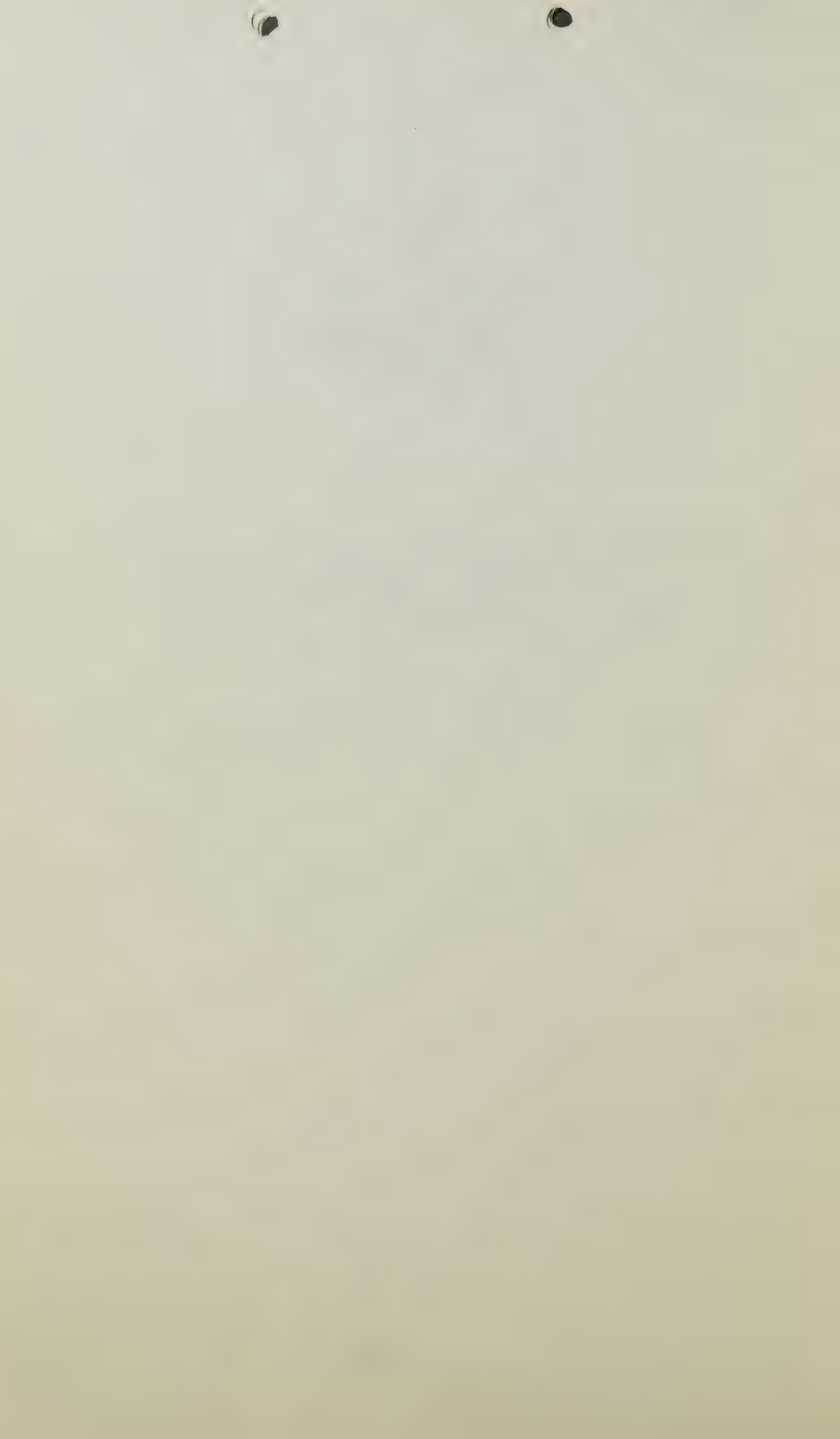
SCHEDULE "A"

To

By-law No. 88- 66

64 Forest Avenue
and John Street South,
Hamilton, Ontario

All of Lots 206, 215 and 224, Registered
Plan 1431, in the City of Hamilton, Regional Muni-
cipality of Hamilton-Wentworth.



SCHEDULE "B"

By-law No. 88- 66

REASONS FOR DESIGNATION

64 Forest Avenue
and John Street South,
Hamilton, Ontario

The Church of the Ascension, located at the corner of John Street South and Forest Avenue, is one of Hamilton's outstanding nineteenth century churches. The original Gothic Revival structure was designed by the firm, Cumberland and Ridout, and built in 1850-51 of local limestone.

The Church was consecrated in 1875, shortly after the spire and gable-end pinnacles were added. Following a fire which gutted the church in 1887, the interior was rebuilt and the present chancel added. The church interior has since undergone numerous minor alterations. On the exterior, both original porches on the north and south transepts have been altered and an entrance vestibule facing Forest Avenue added on the west facade.

The present church complex incorporates a number of linked structures enclosing a secluded courtyard. Of particular interest are the two stone Sunday School buildings: the first designed by a prominent Hamilton architect, Frederick Rastrick, and built in 1872, and the second designed by local architect Charles Mills and built in 1901.

With its corner tower, soaring spire and gently sloping site, the Church of the Ascension has a commanding presence on John Street South. Since the completion of its spire, this church has been a prominent landmark in the south-central part of the City and today provides a dramatic focal point for two surviving clusters of 19th century houses to the east on John Street South and to the west between Forest and Charlton Avenues.

The Church of the Ascension is historically important as Hamilton's second Anglican Church and first permanent stone structure built to house an Anglican congregation. The first meeting was held in 1847 in the coach-house of Miles O'Reilly, Chief Judge of the Gore District Court from 1837 to 1854. The site for the present church was donated by Richard Juson, a successful Hamilton merchant who was the largest contributor to the new building.

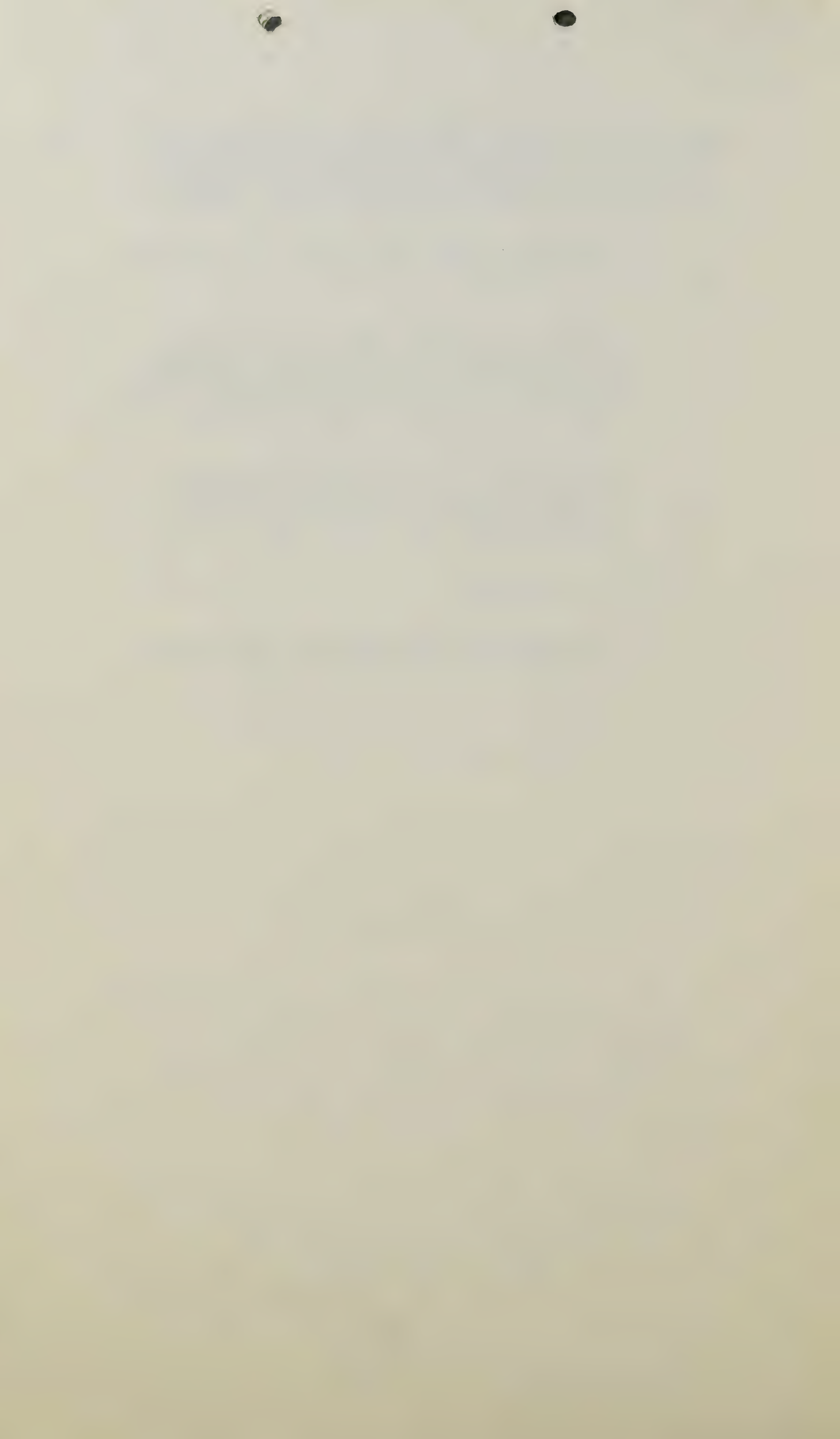
One of the City's best examples of a mid-19th century Gothic Revival church, The Church of the Ascension is both unusual for the corner positioning of its bell tower and striking for its vigorous detail and strong vertical lines achieved by the tall spire and heavy buttresses culminating in dominant pinnacles. The church is

1870-1871

also architecturally significant as a major work of one of Canada's leading 19th century architects, Frederick W. Cumberland, who designed St. James Anglican Cathedral (1850-53) and University College (1856-58) in Toronto as well as the Central Public School in Hamilton (1853).

Important to the preservation of The Church of the Ascension complex are:

1. the exterior facades and roofs of the entire building complex including the stone masonry walls, buttresses, pinnacles, and carved stone decoration, the spire, the pointed-arch, trefoil and rose windows, and the doorways;
2. the interior of the original church (nave, transept and chancel) including the three wooden galleries, the wood panelling, the stained glass windows and the open timber-work ceilings;
3. the courtyard;
4. the stone wall along John Street and Charlton Avenue and the wrought iron railing.



The Corporation of the City of Hamilton

BY-LAW NO. 88-67

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 2794, 2796
AND 2800 BARTON STREET EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

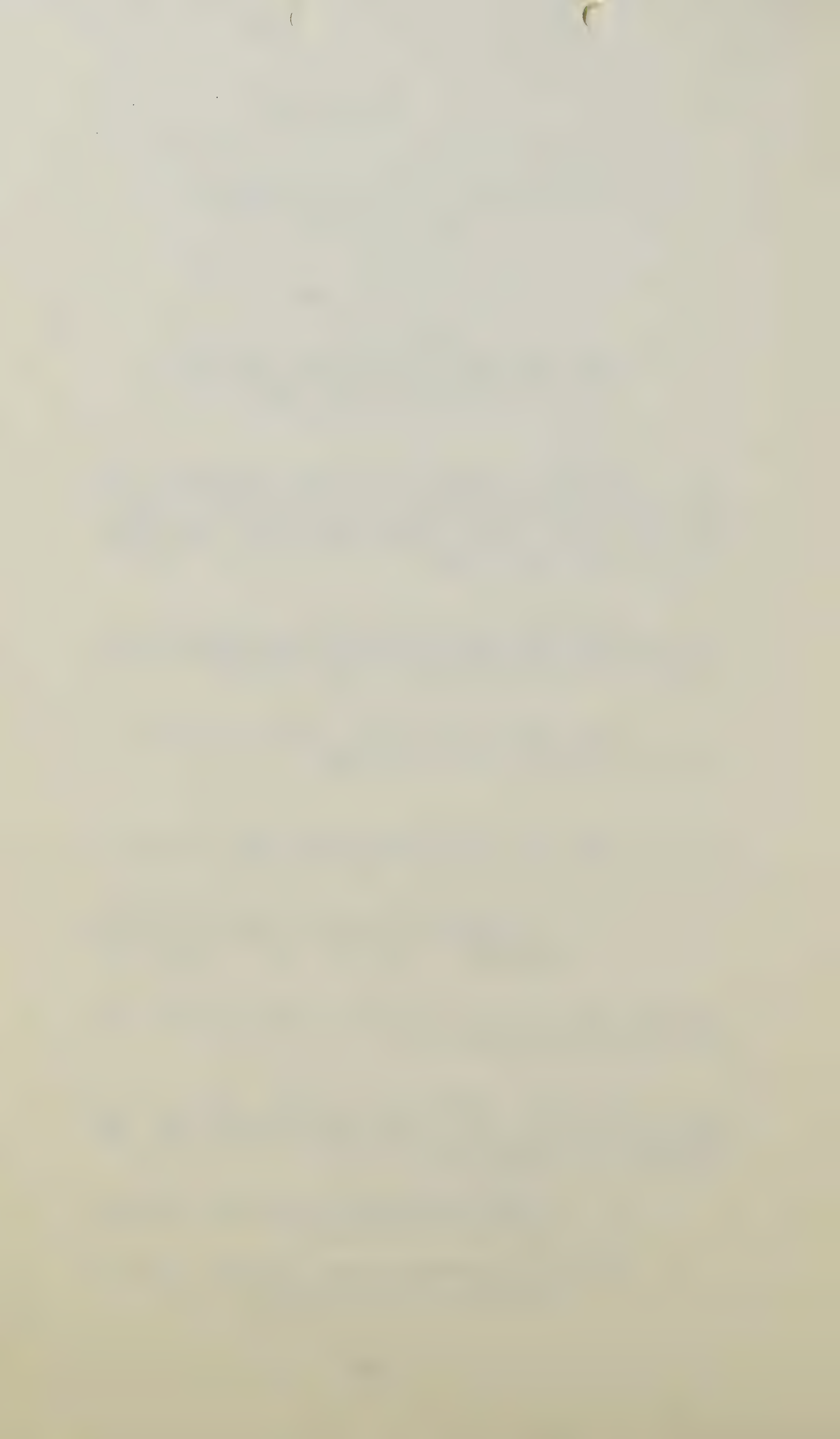
1. Sheet No. E-123 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "L-c" (Planned Development - Commercial) district to "HH" (Restricted Community Shopping and Commercial) district,

the extent and boundaries of which land are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding clause 14A(3)(b) of By-law No. 6593, a side yard of at least 3.9 metres shall not be prohibited;
- (b) notwithstanding clause 18(4)(iv) of By-law No. 6593, an accessory structure shall not be prohibited in a side yard.



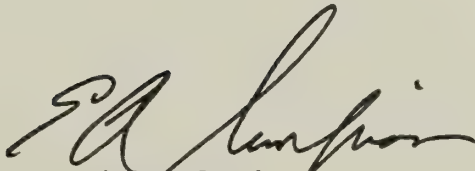
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" district provisions, subject to the special requirements referred to in section 2.

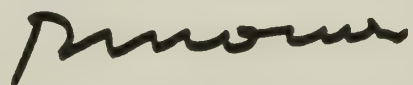
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule "S-1060".

5. Sheet No. E-123 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-1060".

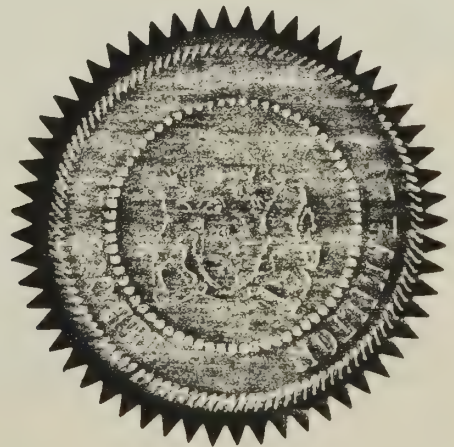
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

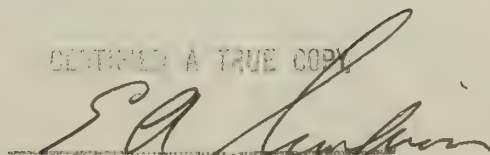
PASSED this 23rd day of February A.D. 1988.


City Clerk


Mayor

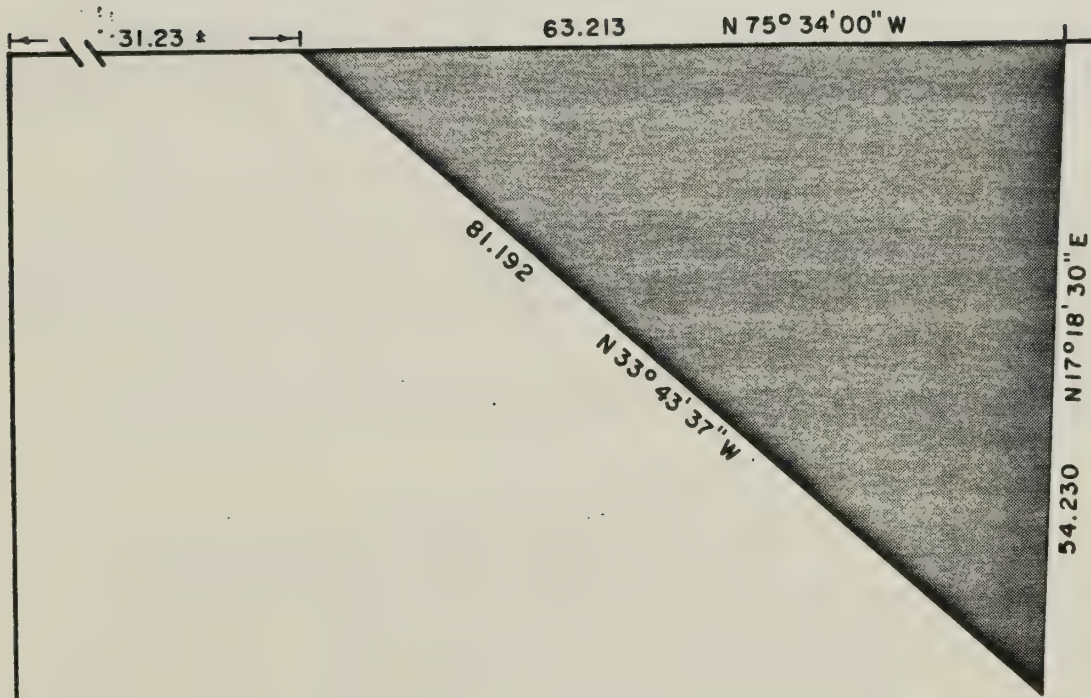
(1988) 1 R.P.D.C. 21, January 12
690372 Ontario Ltd. (C. Tubic)
Owner and Prospective Owner
ZA-87-116



CERTIFIED A TRUE COPY

CITY CLERK

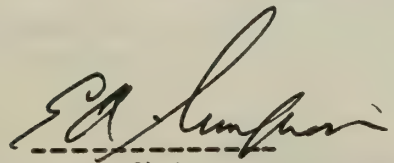
BARTON STREET EAST

BELL MANOR STREET



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 67
PASSED THE 23rd DAY OF February, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88 - 67
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "L-c" (PLANNED DEVELOPMENT - COMMERCIAL) DISTRICT TO "HH" (RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL) DISTRICT, 1988

North



Scale
NOT TO SCALE

Date
JAN. 8, 1988

Reference File No.
ZA-87-116

Drawing No.

The Corporation of the City of Hamilton

BY-LAW NO. 88-68

TO DEFINE AREAS OF THE CITY IN WHICH
ADULT ENTERTAINMENT PARLOURS MAY AND MAY NOT OPERATE
AND TO LIMIT THE NUMBER OF LICENCES IN THE AREAS

WHEREAS By-law No. 79-144 was passed on the 8th day of May, 1979, in accordance with subsection 368(1) of The Municipal Act, R.S.O. 1970, Chapter 284, (now R.S.O. 1980, Chapter 302, section 222);

AND WHEREAS the said subsection 368(1) of The Municipal Act provided for the licencing, regulating, governing, classifying, inspecting, etc., adult entertainment parlours;

AND WHEREAS subsection 222(3) of the said Act provides as follows:

(3) Notwithstanding subsection 110 (7), a by-law passed under this section may define the area or areas of the municipality in which adult entertainment parlours or any class or classes thereof may or may not operate and may limit the number of licences to be granted in respect of adult entertainment parlours or any class or classes thereof in any such area or areas in which they are permitted;

AND WHEREAS it is intended to define areas of the City in which only Class "J" adult entertainment parlours may and may not operate.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Clause 1(ua) of Part 1 of By-law No. 79-144 as enacted by subsection 1(1) of By-law No. 87-323 passed on the 10th day of November, 1987, is amended by striking "schedule 2" in the second line and inserting in lieu thereof "schedules 2 and 2a";

(2) Clause 1(wa) of Part 1 of the said by-law as enacted by subsection 1(1) of By-law No. 87-323 is amended by striking out "schedule 3" in the second line "schedules 3 and 3a".

2. Subsection 2(1) of the said by-law as amended by section 2 of By-law No. 87-323 is further amended by striking out "Subject to subsections 3 and 4" in the first line and inserting in lieu thereof "Subject to subsections 3, 4 and 4a."

Section 2(4) of the said by-law as enacted by section 3 of By-law No. 87-323 is repealed and the following substituted therefor:

(3) No person, as owner or operator shall operate,

(a) a class "H" adult entertainment parlour in a prohibited area listed in schedule 3;

(b) a class "J" adult entertainment parlour in a prohibited area listed in schedules 3 and 3a.

(2) Subsection 2(4) of the said by-law as enacted by section 3 of By-law No. 87-323 is amended by inserting "listed in schedule 2" after "area" in the second line.

(3) Section 2 of the said by-law is amended by adding thereto the following subsections:

(4a) A Class "J" adult entertainment parlour may be operated in a permitted area listed in Schedule 2a except in any part of the permitted area that is within a radial separation distance of 500m from a prohibited area listed in Schedule 4 or from any other residential district established under By-law No. 6593.

(5a) Not more than one Class "J" licence shall be issued for the aggregate of the permitted areas listed in schedule 2a.

(4) Subsection 2(5) of the said by-law as enacted by section 3 of By-law No. 87-323 is amended by adding at the end thereof "listed in Schedule 2".

4. (1) Schedule 2 to the said by-law is amended by adding to the heading "Permitted Areas", the phrase " - Class "H" Adult Entertainment Parlours".

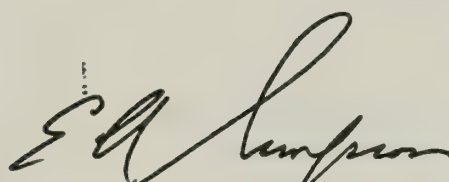
(2) Schedule 3 to the said by-law is amended by adding to the heading "Prohibited Areas", the phrase " - Class "H" and Class "J" Adult Entertainment Parlours".

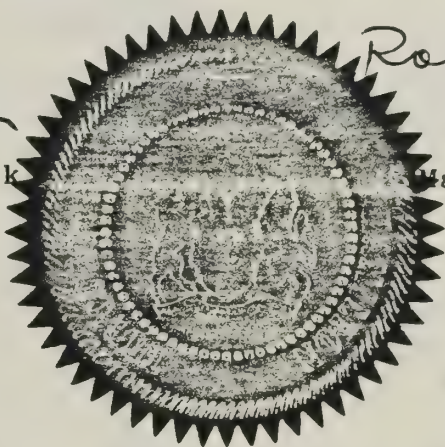
(3) Schedule 4 of the said by-law is amended by striking out "[Part 1, subsection 2(4)]" and "Permitted Area Exception" in the heading and inserting in lieu thereof "[Part I, subsections 2(4) and 2(4a)]" and "Permitted Area Exception - Class "H" and Class "J" Adult Entertainment Parlours".

5. Section 23 in Part II of the said By-law as re-enacted by section 4 of By-law No. 87-323 is repealed and the following substituted therefor:

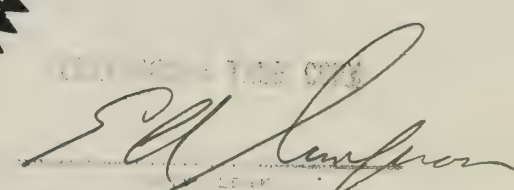
23. Schedules 1.00, 1.01, 2, 2a, 3, 3a and 4 are hereto annexed and form part of this by-law.

PASSED this 23rd day of February 1988.


City Clerk




Mayor


Clerk

SCHEDULE 2a

[Part 1, Clause 1(ua)]

PERMITTED AREAS - CLASS "J" ADULT ENTERTAINMENT PARLOURS

District or Zone

"HH"

"J"

"JJ"

District or Zone

"K"

"KK"

"M-11"

SCHEDULE 3a

[Part 1, Clause 1(wa)]

PROHIBITED AREAS - Class "J" ADULT ENTERTAINMENT PARLOURS

District or Zone

"I"

The Corporation of the City of Hamilton

BY-LAW NO. 88-69

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT THE REAR OF MUNICIPAL NOS.
1589 to 1647 UPPER WELLINGTON STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

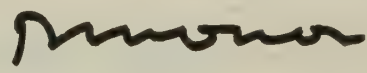
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district the land,

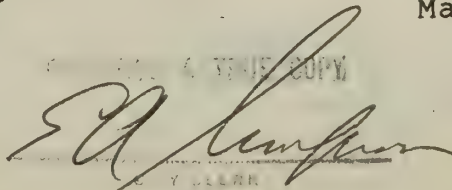
the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

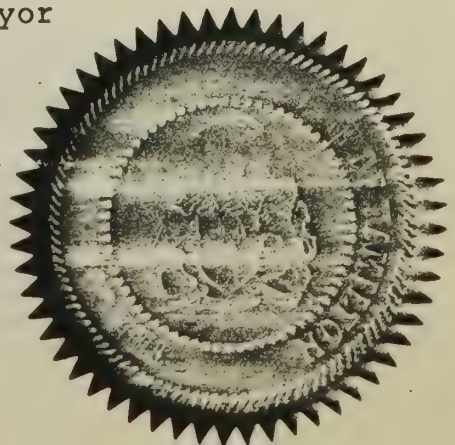
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

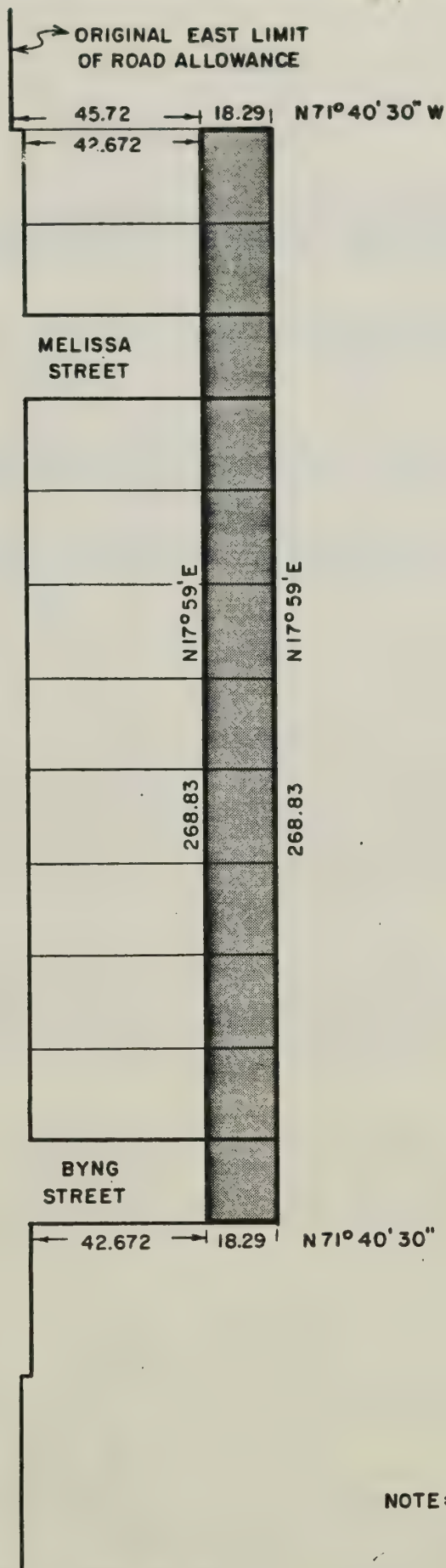
PASSED this 23rd day of February A.D. 1988.


City Clerk


Mayor

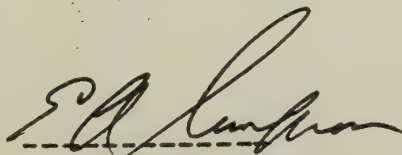

City Clerk

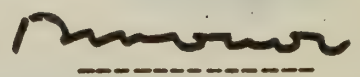




NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88- 69 ---
PASSED THE 23rd DAY OF February, 1988


Clerk


Mayor

CITY OF HAMILTON

SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88- 69
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 CHANGE IN ZONING FROM "AA" (AGRI-
CULTURAL) DISTRICT TO "C" (URBAN
PROTECTED RESIDENTIAL, ETC.)
DISTRICT.

North



Scale

NOT TO SCALE

Reference File No.

C.I. 88 - A

Date

JAN. 15, 1988

Drawing No.

BY-LAW NO. 88 - 70

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 23rd DAY OF FEBRUARY A.D., 1988.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

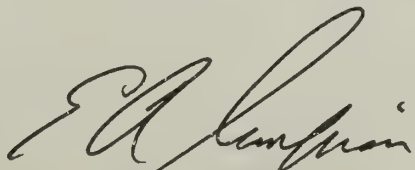
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

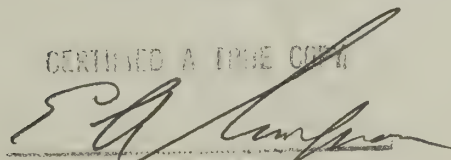
PASSED this 23rd . day of February

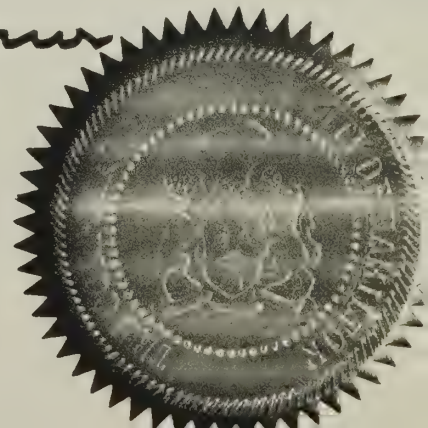
A.D. 1988


CITY CLERK


MAYOR

CERTIFIED A TRUE COPY


CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88- 77

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 1538 UPPER OTTAWA STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

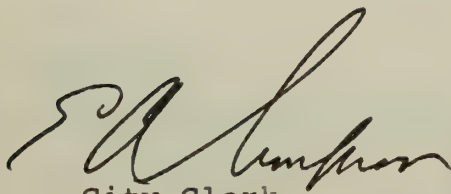
1. Sheet No. E-49D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

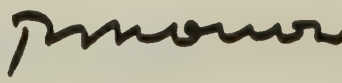
(a) by changing from "AA" (Agricultural) district to "R-4" (Small Lot Single-Family Detached) district,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

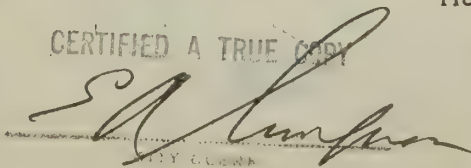
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 8th day of March A.D. 1988.

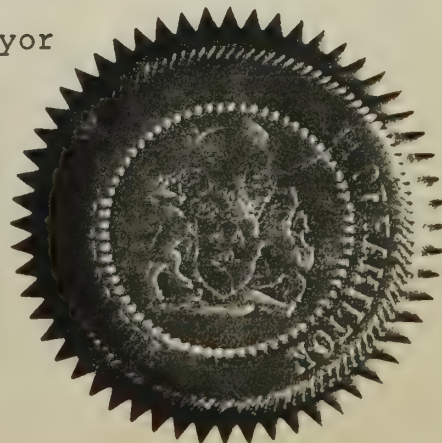

City Clerk

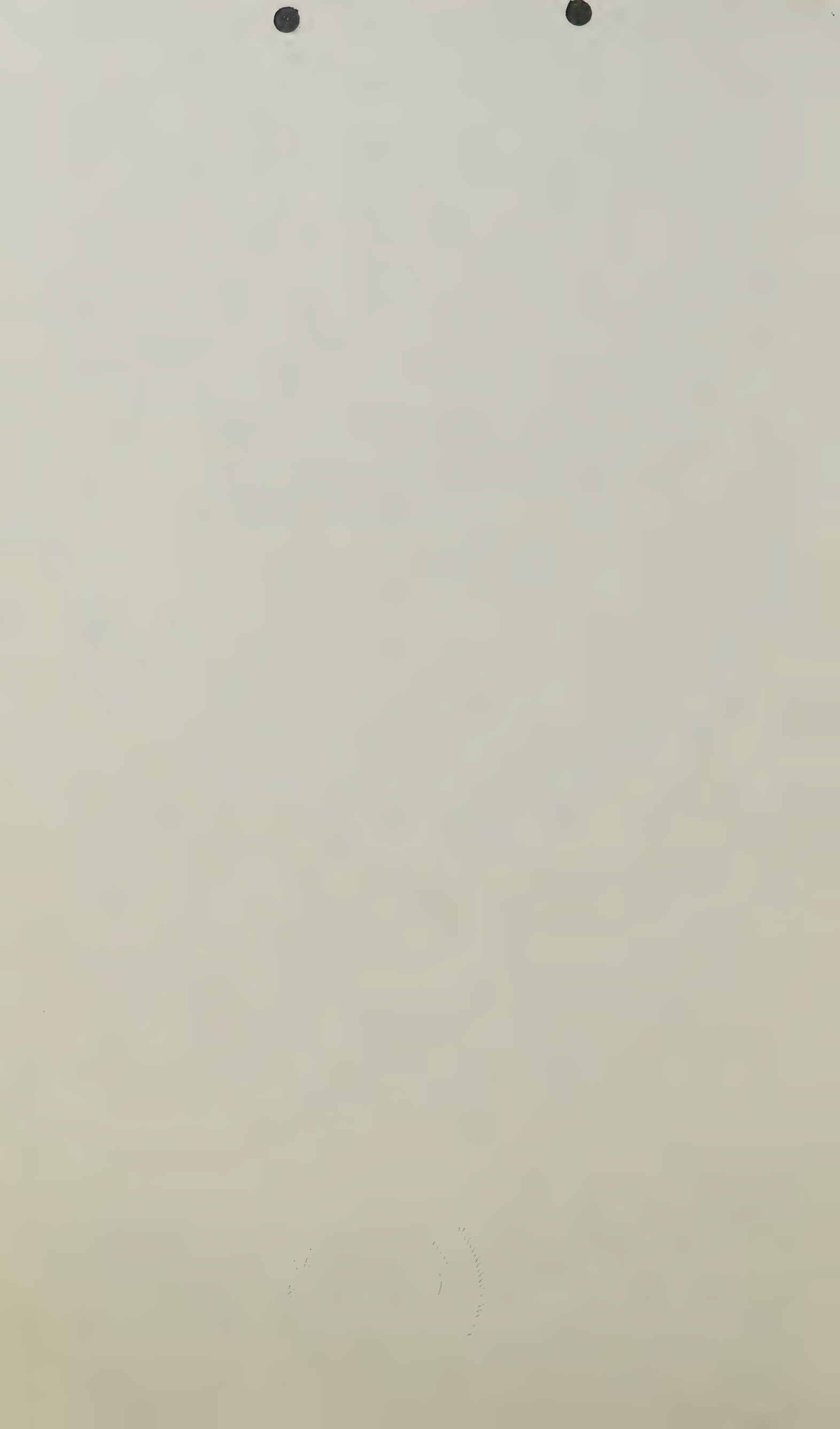

Mayor

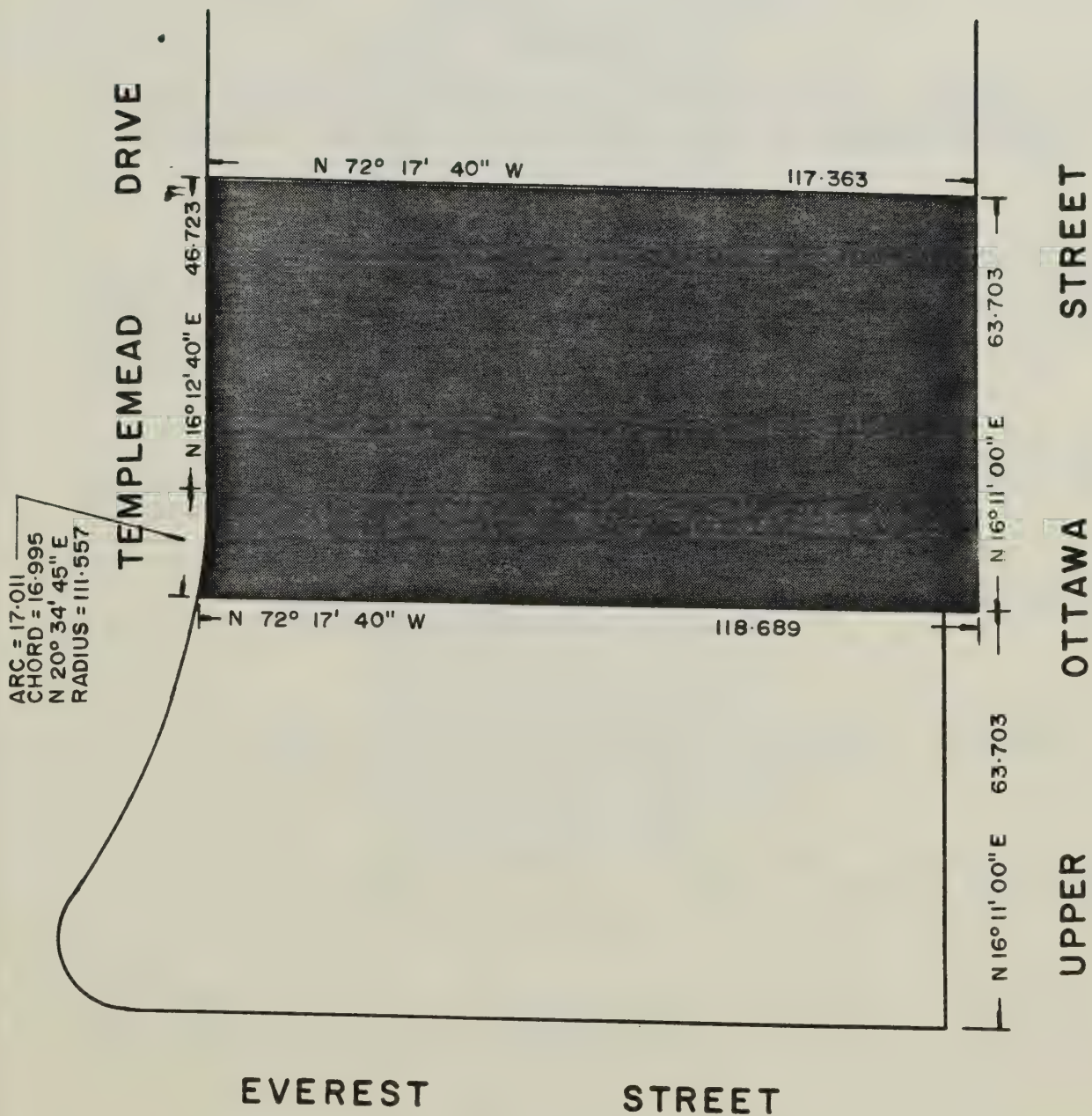
CERTIFIED A TRUE COPY


City Clerk

(1988) 3 R.P.D.C. 7, February 9
Marie Cantelmi, Owner
ZA-87-111







NOTE : ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 77
PASSED THE 8th DAY OF March, 1988

EA Simpson
Clerk

mmmm
Mayor

CITY OF HAMILTON
SCHEDULE 'A'
MAP FORMING PART OF
BY-LAW N° 88- 77

TO AMEND BY-LAW N° 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "AA"
(AGRICULTURAL) DISTRICT TO
"C" (URBAN PROTECTED RESIDEN-
TIAL, ETC.) DISTRICT.

North



Scale

NOT TO SCALE

Date

FEBRUARY, 1988

Reference File No.

ZA 87-111

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 78

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE WEST SIDE OF THE PROPOSED EXTENSION OF
GREENHILL AVENUE, IN THE AREA SOUTH OF PAVAROTTI COURT

WHEREAS it is intended to change the zoning of the lands hereinafter referred by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

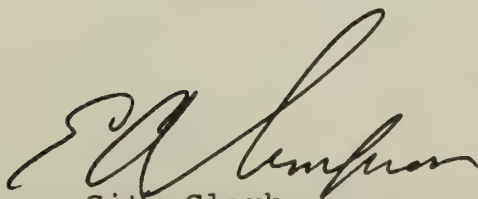
1. Sheet No. E-107 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

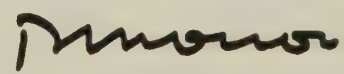
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

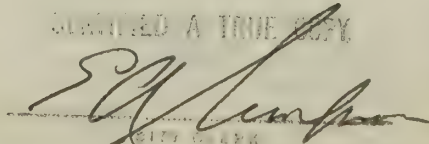
2. The City Solicitor is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 8th day of March A.D. 1988.

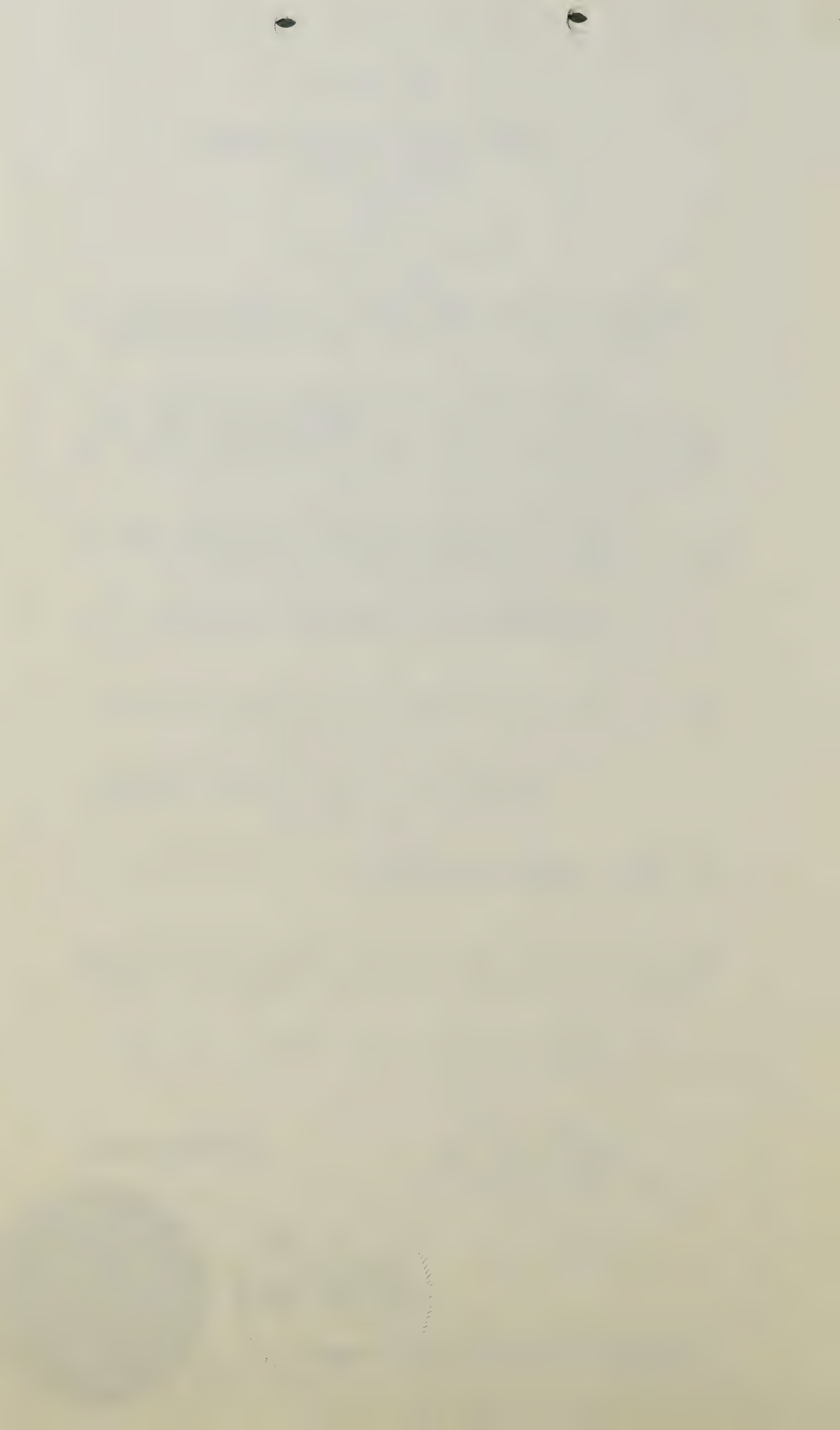

City Clerk

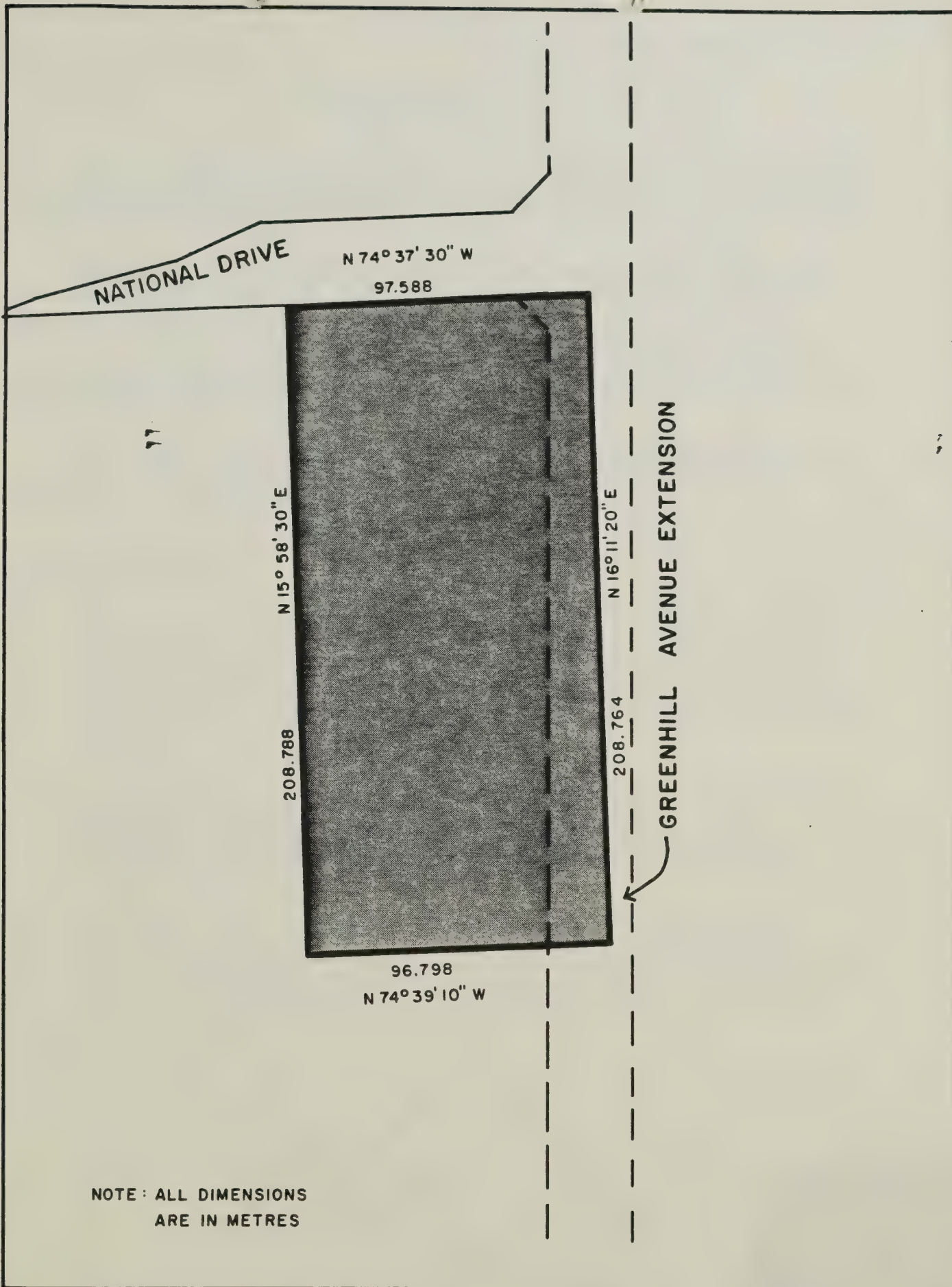

Mayor

VERIFIED A TRUE COPY


City Clerk







THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 78
PASSED THE 8th DAY OF March, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88 - 78
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 CHANGE IN ZONING FROM "AA" (AGRI-CULTURAL) DISTRICT TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.

North 	Scale NOT TO SCALE	Reference File No. ZA 87-104
	Date FEB. 9, 1988	Drawing No.



BY-LAW NO. 88 - 79

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 8th DAY OF MARCH A.D., 1988.

WHEREAS by Section 9 of The Municipal Act, Being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

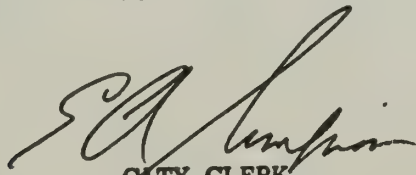
AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

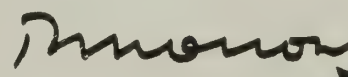
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

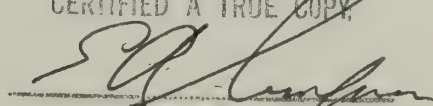
1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

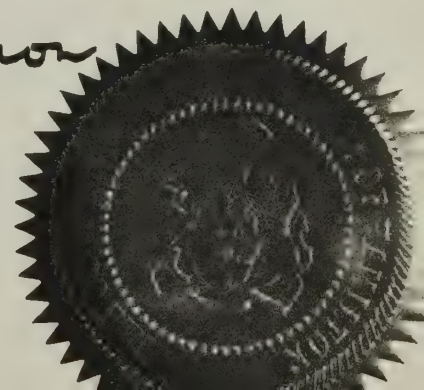
PASSED this 8th day of March A.D. 1988


CITY CLERK


MAYOR

CERTIFIED A TRUE COPY


CITY CLERK



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 88 - 80

TO ALTER JAMES STREET NORTH BETWEEN THE CNR MAINLINE
AND BARTON STREET AS DESCRIBED IN SCHEDULE "A" HERETO

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302, to alter, establish and lay out any highway or part of a highway under its jurisdiction;

AND WHEREAS it is necessary to alter a portion of James Street North between the CNR mainline and Barton Street as described in more detail in Schedule "A" attached hereto;

AND WHEREAS the Council of The Corporation of the City of Hamilton, at its meeting held on February 9, 1988, in adopting Item 19 of the 3rd Report of the Transport and Environment Committee, authorized the altering of James Street North between the CNR mainline and Barton Street as described in Schedule "A" attached hereto;

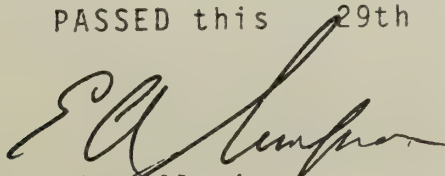
AND WHEREAS Notice of this By-law has been published as required by Section 301 of the Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this By-law.

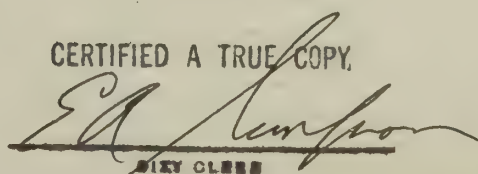
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

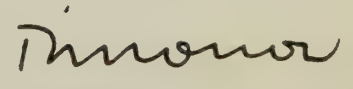
1. The altering of James Street North between the CNR mainline and Barton Street as described in Schedule "A" attached hereto, be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
2. Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law comes into effect on the date of its passing and enactment.

PASSED this 29th day of March, 1988.

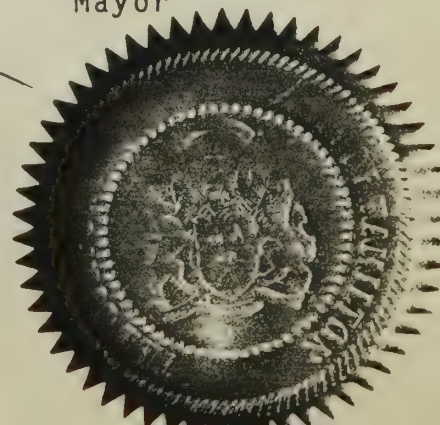

City Clerk

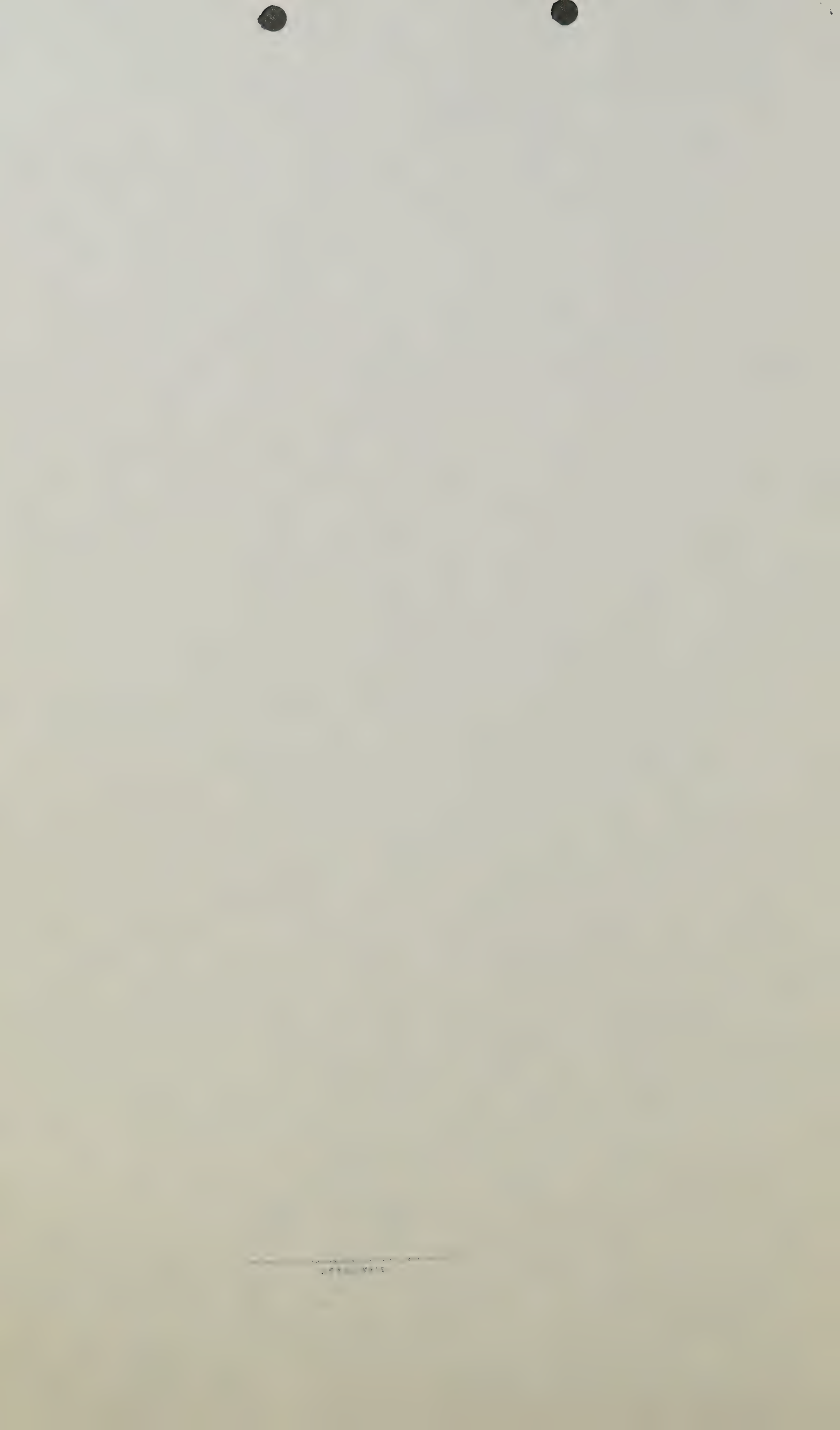
CERTIFIED A TRUE COPY,


CITY CLERK


Mayor

(1988) 3 R.T.E.C. 19, February 9





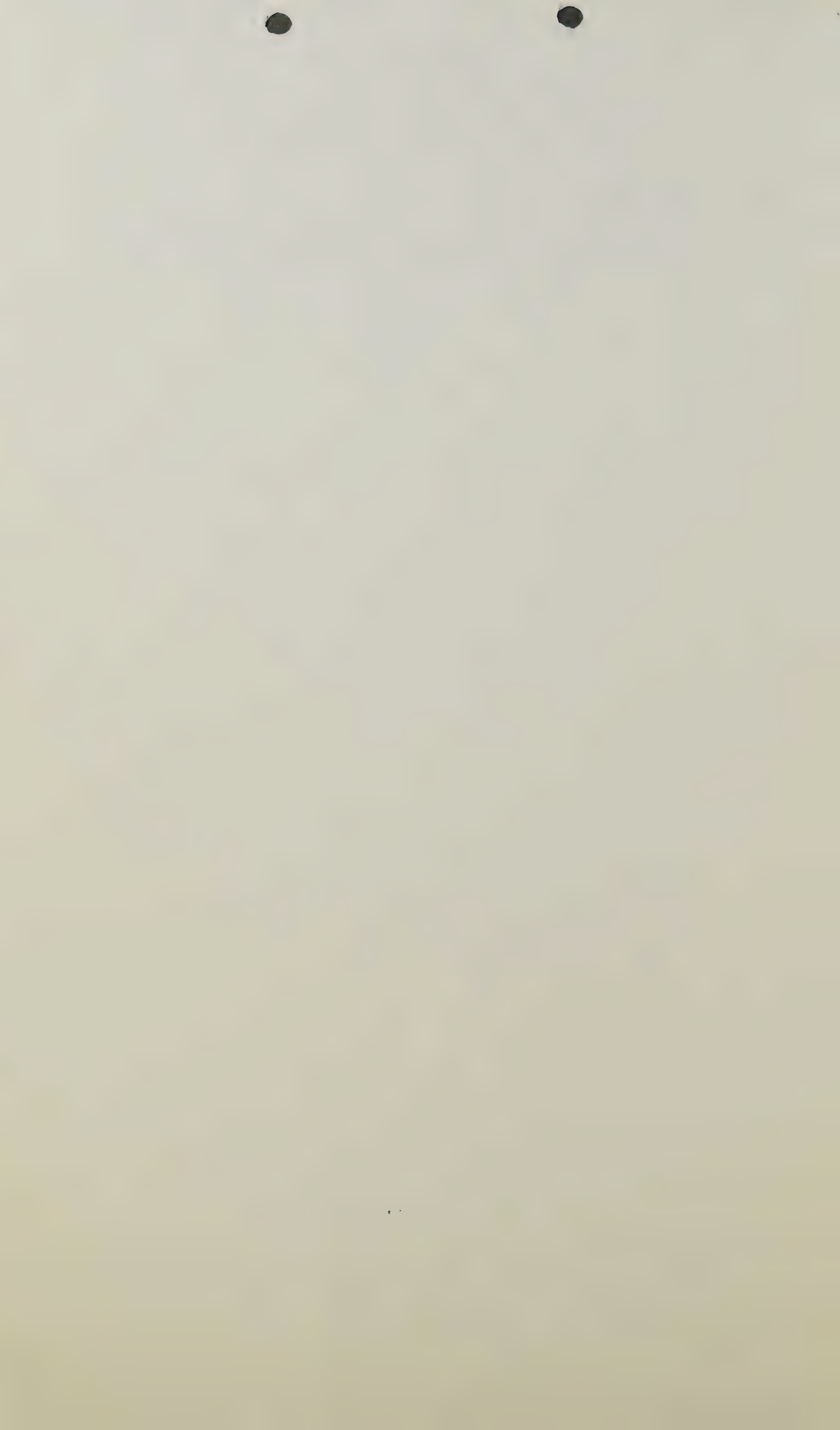
SCHEDULE "A"

TO BY-LAW NO. 88 -

DESCRIPTION OF WORKS TO BE UNDERTAKEN

James Street North

The sidewalk widening and pavement narrowing of James Street North between the CNR mainline and Barton Street



The Corporation of the City of Hamilton

BY-LAW NO. 88- 83

To Adopt:

Official Plan Amendment No. 55

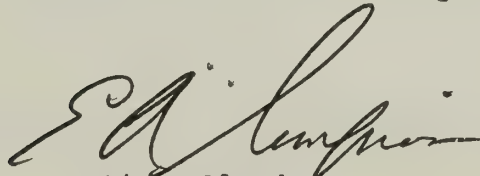
Respecting:

LAND LOCATED AT MUNICIPAL NO. 33 CLINTON STREET

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 55 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 29th day of March A.D. 1988.


City Clerk

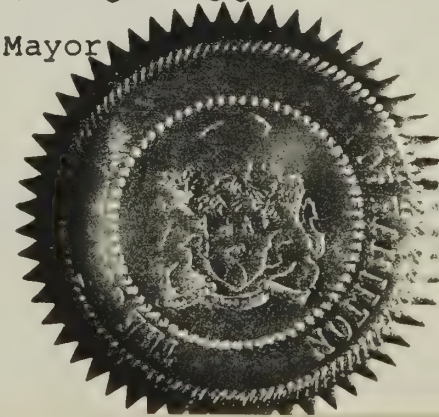

Mayor

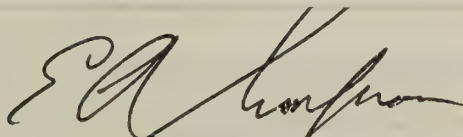
CERTIFIED A TRUE COPY

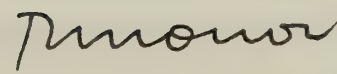

CITY CLERK

6

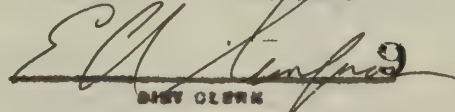
(1988) 4 R.P.D.C. 17, February 23




City Clerk

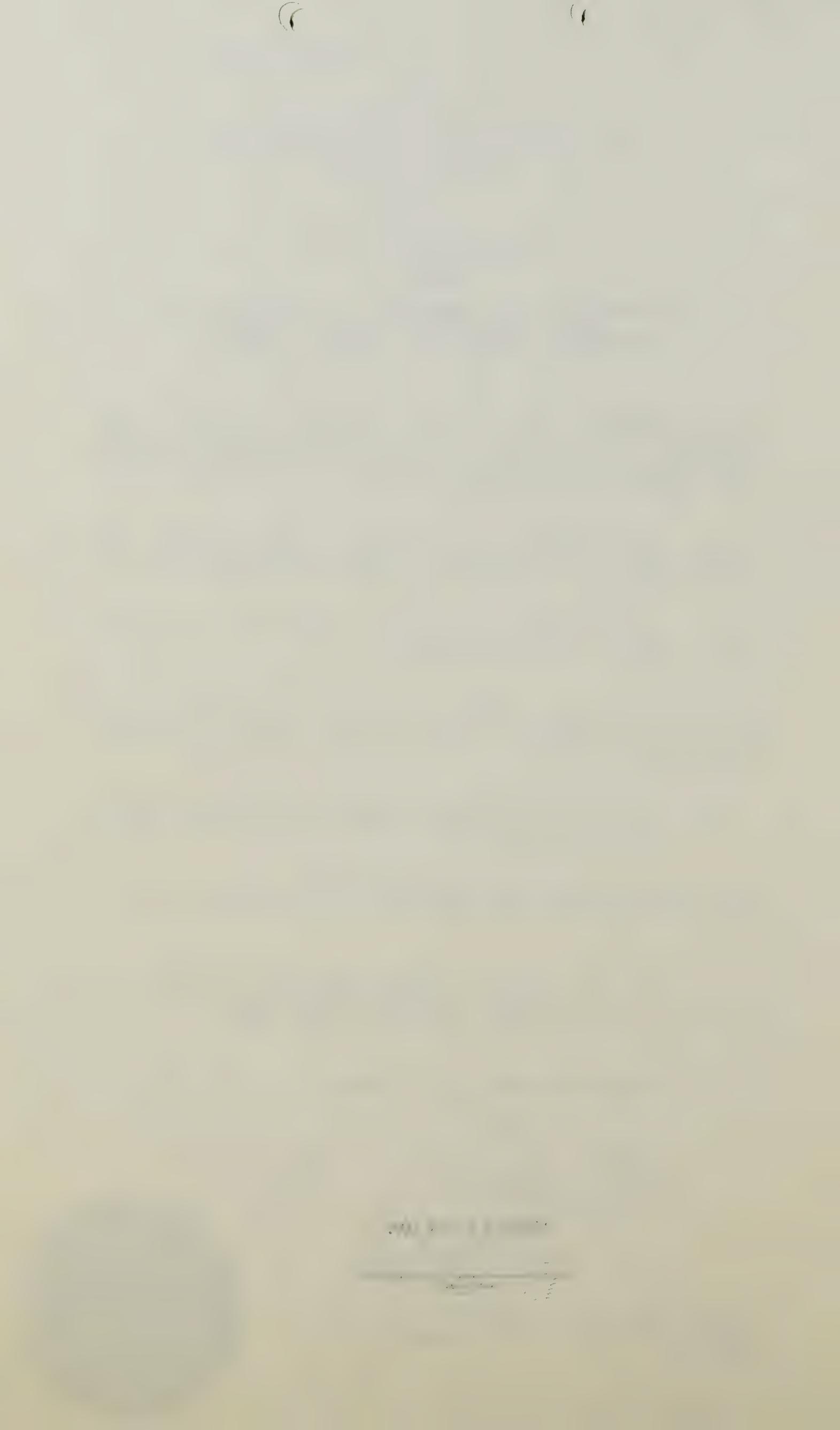

Mayor

CERTIFIED A TRUE COPY


CITY CLERK

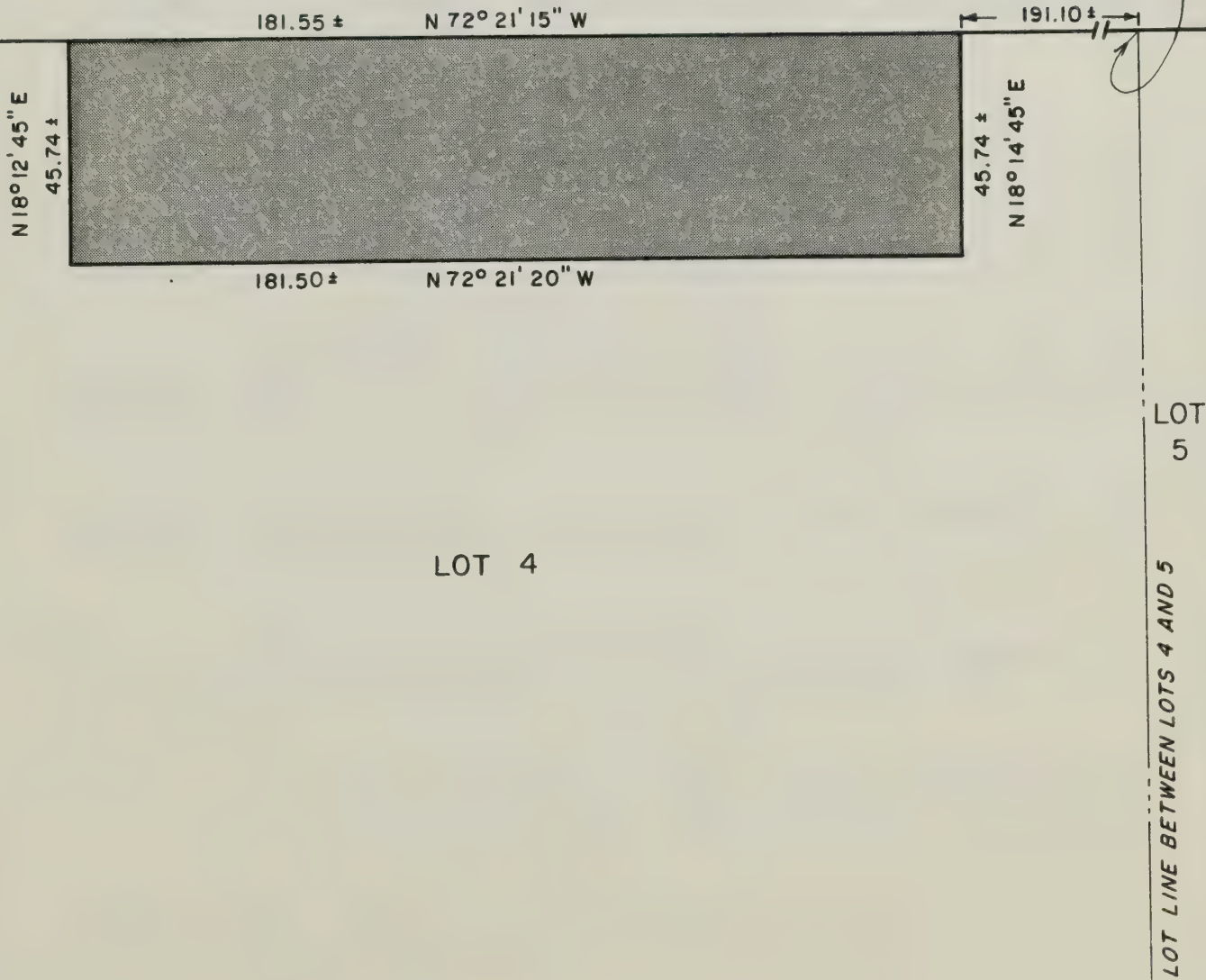
(1988) 5 R.P.D.C. 14, March 8
Montham Developments Ltd., Prospective Owner
ZA-87-131





RYMAL ROAD WEST

N.E. CORNER OF
LOT 4 - CON. 1



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 84 ----
PASSED THE 29th DAY OF March, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88- 84
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 CHANGE IN ZONING FROM "AA" (AGRI-
CULTURAL) DISTRICT TO "C" (URBAN
PROTECTED RESIDENTIAL, ETC.) DISTRICT.

North



Scale
NOT TO SCALE

Date
MARCH 15, 1988

Reference File No.
ZA - 87-131

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88-85

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS AT THE REAR OF THE LANDS LOCATED ON THE WEST SIDE OF
UPPER OTTAWA STREET, BETWEEN THE PROPOSED EXTENSIONS OF
INDEPENDENCE DRIVE AND TEMPLEMEAD DRIVE

WHEREAS it is intended to change the zoning of the
lands hereinafter referred to by amending By-law No. 6593,
passed on the 25th day of July, 1950 and approved by the
Ontario Municipal Board by Order dated the 7th day of
December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the
Official Plan of the Hamilton Planning Area, approved by the
Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:

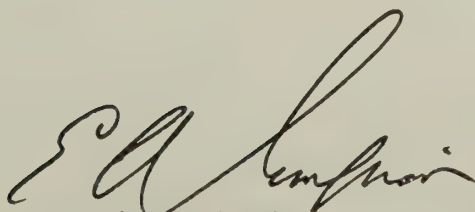
1. Sheet No. E-49D of the District Maps, appended to
and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural)
district to "C" (Urban Protected
Residential, etc.) district,

the land, the extent and boundaries of which are shown on a
plan hereto annexed as Schedule "A".

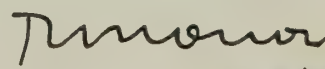
2. The City Clerk is hereby authorized and directed
to proceed with the giving of notice of the passing of this
by-law, in accordance with The Planning Act, 1983.

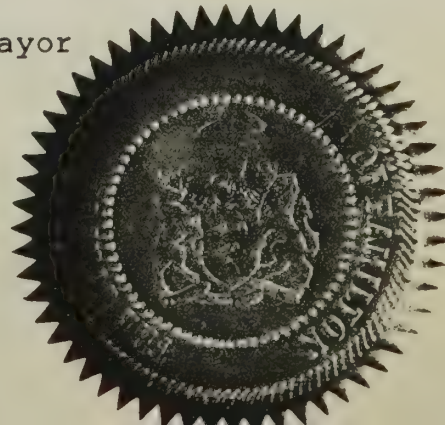
PASSED this 29th day of March A.D. 1988.

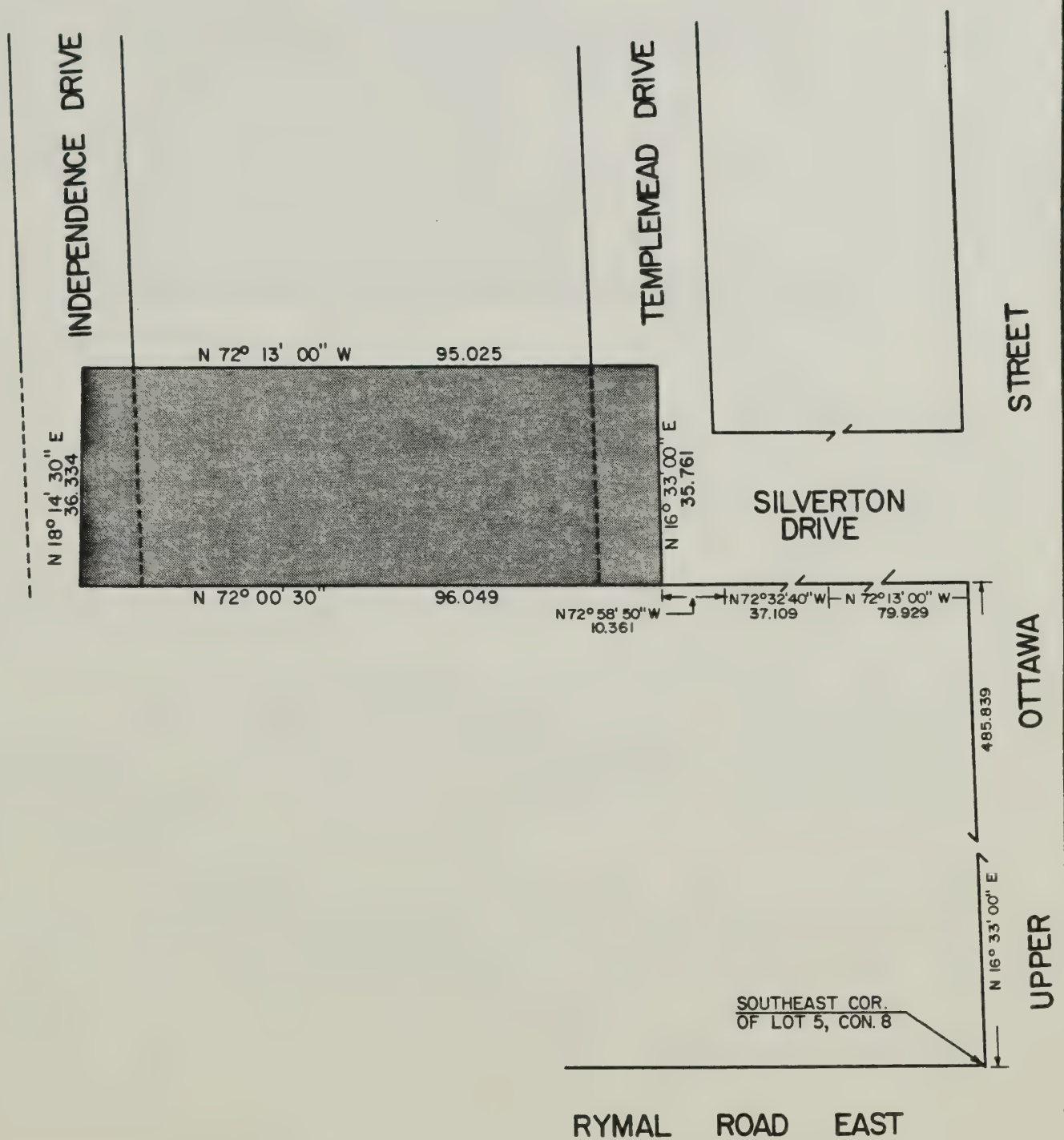

City Clerk

CERTIFIED A TRUE COPY


CITY CLERK


Mayor





NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 85
PASSED THE 29th DAY OF March, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"

MAP FORMING PART OF

BY-LAW N^o88- 85

TO AMEND BY-LAW N^o 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 Change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

North



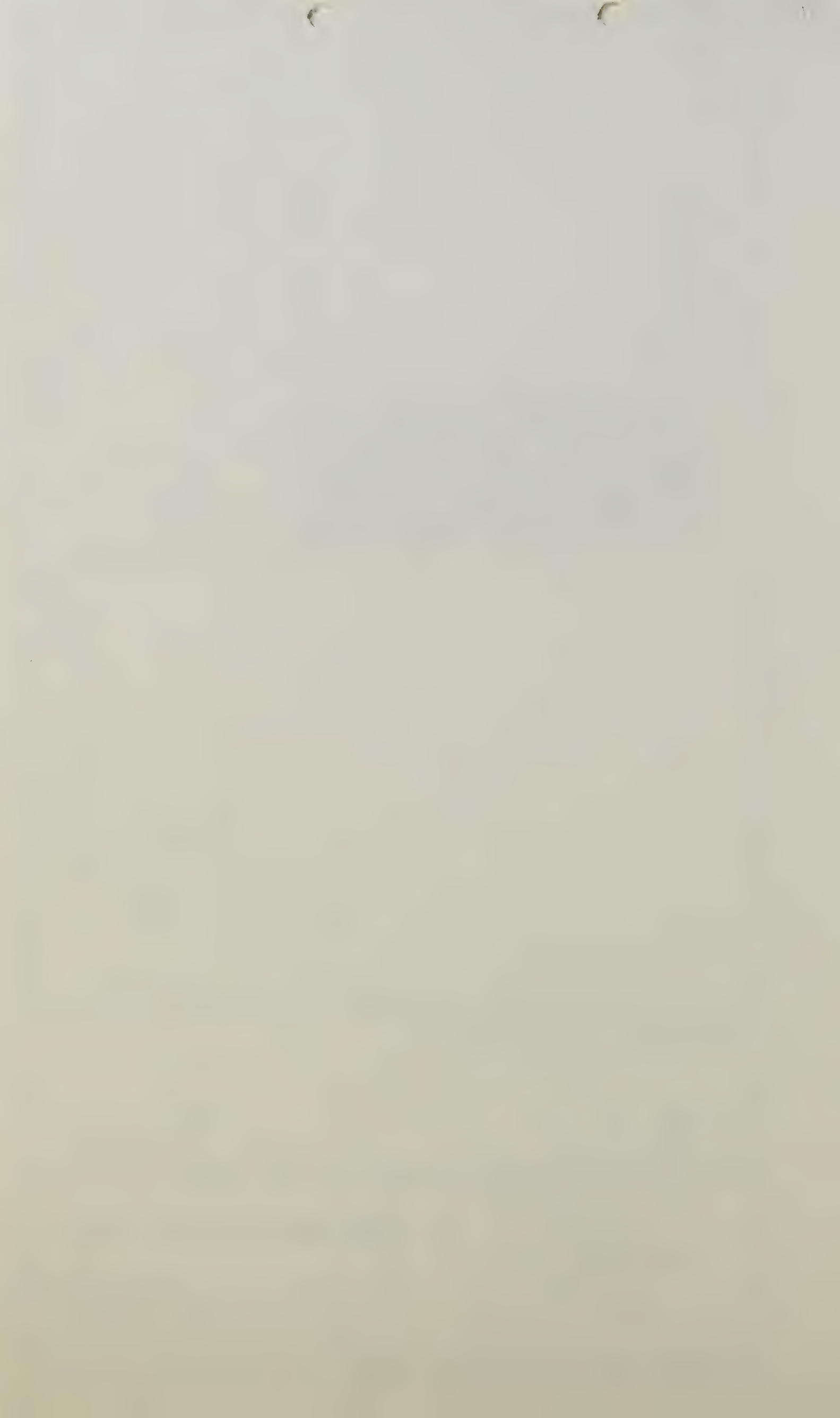
Scale
NOT TO SCALE

Date
MAR. 1988

Reference File No.

ZA87-126

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 86

To Amend:

Zoning By-law No. 84-46

Respecting:

LANDS LOCATED IN THE NORMANHURST NEIGHBOURHOOD

WHEREAS By-law No. 84-46, passed on the 29th day of February, 1984, in accordance with Section 34(1) of The Planning Act, S.O. 1983, Chapter 1, amended the City of Hamilton Zoning By-law No. 6593 to rezone certain lands located in the Normanhurst Neighbourhood, the extent and boundaries of which are shown on a set of plans annexed to the said By-law as Schedules "A" to "A-5", from "K" (Heavy Industry, etc.) district to "J" (Light and Limited Heavy Industry, etc.) district;

AND WHEREAS it is now intended to amend By-law No. 84-46 to rezone certain of these lands, the extent and boundaries of which are shown on Schedules "A" and "A-5" to By-law No. 84-46, to maintain the original "K" (Heavy Industry, etc.) zoning;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982, and with the Official Plan as amended by Official Plan Amendment No. 12, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 84-03, passed on the 10th day of January, 1984, but not yet approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) Sections 1, 4, 5, 6 and 7 of By-law No. 84-46 are repealed.

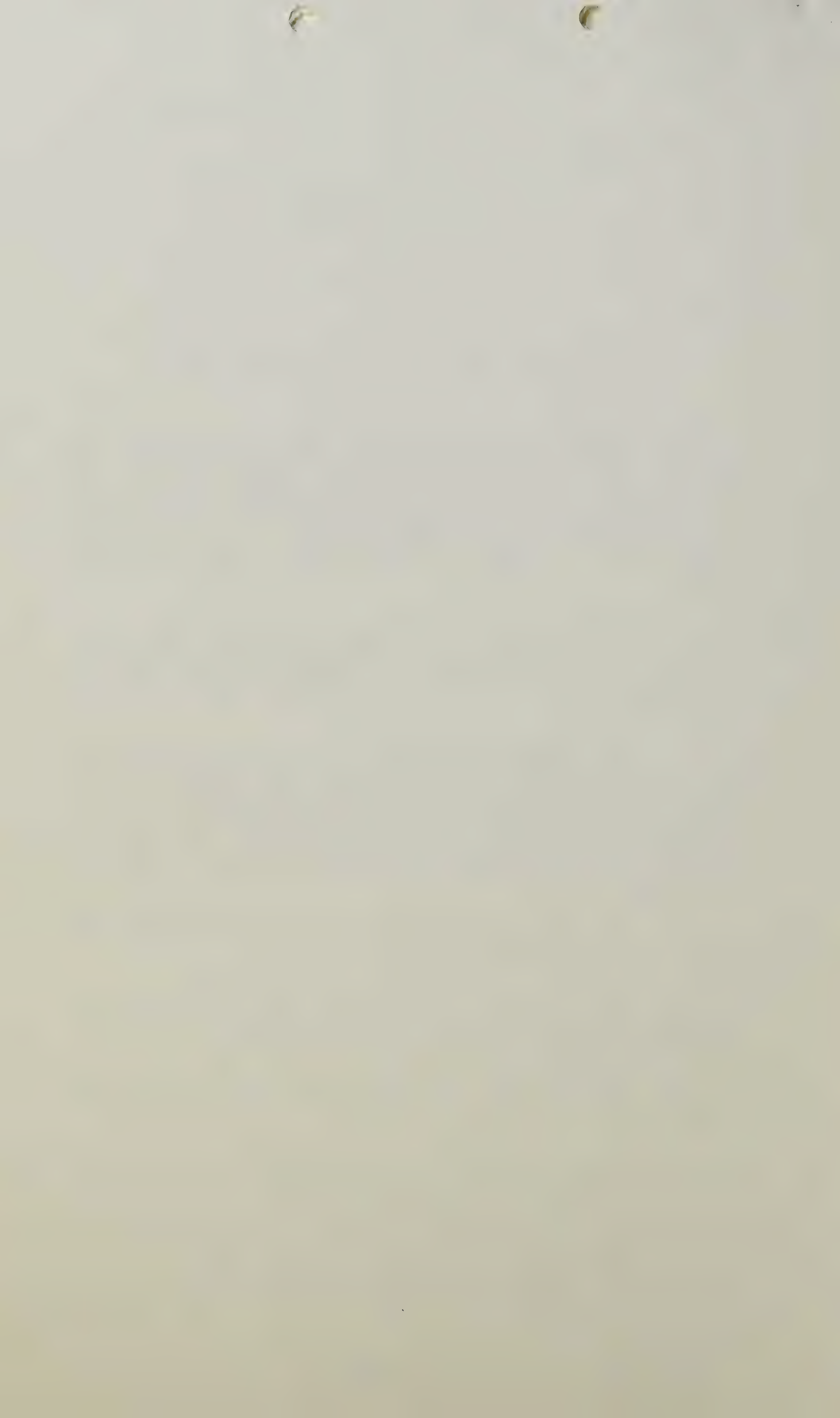
(b) Schedules "A" and "A-5" to By-law No. 84-46 are repealed.

2. (a) By-law No. 84-46 is further amended as follows,

(a) Section 2 is renumbered as Section 1;

(b) Section 3 is renumbered as Section 2;

(c) Section 8 is renumbered as Section 3.

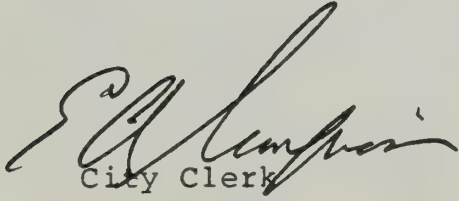


3. In all other respects, By-law No. 84-46 is confirmed, unchanged.

4. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

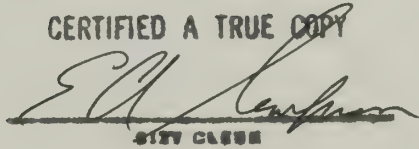
PASSED this 29th day of March

A.D. 1988.


City Clerk


Mayor

(1988) 3 R.P.D.C. 11 (as amended), February 09

CERTIFIED A TRUE COPY

CITY CLERK



THE FIRST A PART

THE FIRST A PART

The Corporation of the City of Hamilton

BY-LAW NO, 88- 87

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 390 NEBO ROAD
AND NO. 1188 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-59E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "M-15" (Prestige Industrial) district to "M-12" (Prestige Industrial) district,

the land comprised in Block 1, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "M-12" (Prestige Industrial) district provisions applicable to the lands, the extent and boundaries of which are shown as Blocks 1 and 2 on Schedule "A" hereto annexed, are amended to the extent only of the special requirements that,

- (a) notwithstanding clause 17D(1)(b) of By-law No. 6593, the following,

- (i) COMMERCIAL USES shall not be prohibited:

IDENTIFICATION
NUMBER

COMMERCIAL USE

6011

Food Store that is a Grocery Store

6012

Food Store that is a Speciality Shop

6031

Pharmacy

6221	Appliance, Television, Radio, and Stereo Store
6231	Floor Covering Store
6232	Drapery Store
6331	Gasoline Service Station
6412	General Store
6531	Hardware Store
6532	Paint, Glass and Wallpaper Store
6541	Sporting Good Store
6551	Musical Instrument Store
6552	Record and Tape Store
6571	Camera and Photographic Supply Store
6599	Other Retail Store
7611	Insurance and Real Estate Agency
7731	Office of Chartered Accountant
7761	Law Office
9211	Restaurant, licensed
9212	Restaurant, unlicensed (inclu- ding Drive-ins)
9213	Take-out Food Services
9713	Combination Barber and Beauty Shop
9723	Self-serve Laundries and/or Dry Cleaners

3. The "M-12" (Prestige Industrial) district provisions applicable to the lands, the extent and boundaries of which are shown as Blocks 1, 2, and 3 on Schedule "A" annexed hereto, are further amended to the extent only of the special requirements that,

(a) notwithstanding clause 17D(1)(b) of By-law No. 6593, the following

(i) COMMERCIAL USES shall not be prohibited:

<u>IDENTIFICATION NUMBER</u>	<u>COMMERCIAL USE</u>
7752	Office of Engineers
8651	Offices of Physicians, General Practice
8652	Offices of Physicians and Surgeons, Specialists

8653	Offices of Dentists, General Practice
8654	Offices of Dentists, Specialists
9111	Hotel, Motor Hotel
9112	Motel

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-12" district provisions, subject to the special requirements referred to in sections 2 and 3.

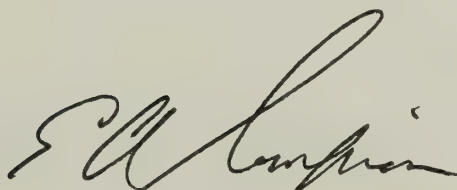
5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule "S-903a".

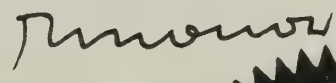
6. Sheet No. E-59E of the District Maps is amended by marking the lands referred to in sections 2 and 3 of this by-law, "S-903a".

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

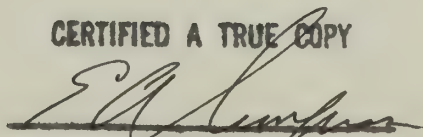
PASSED this 29th day of March

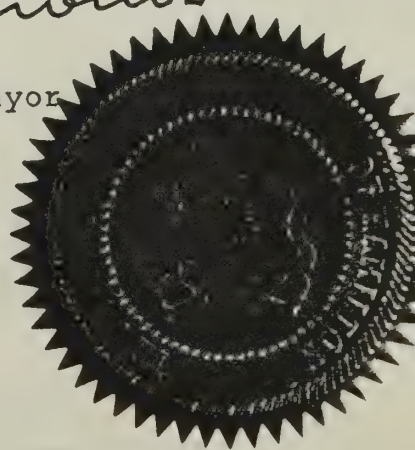
A.D. 1988.


City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK

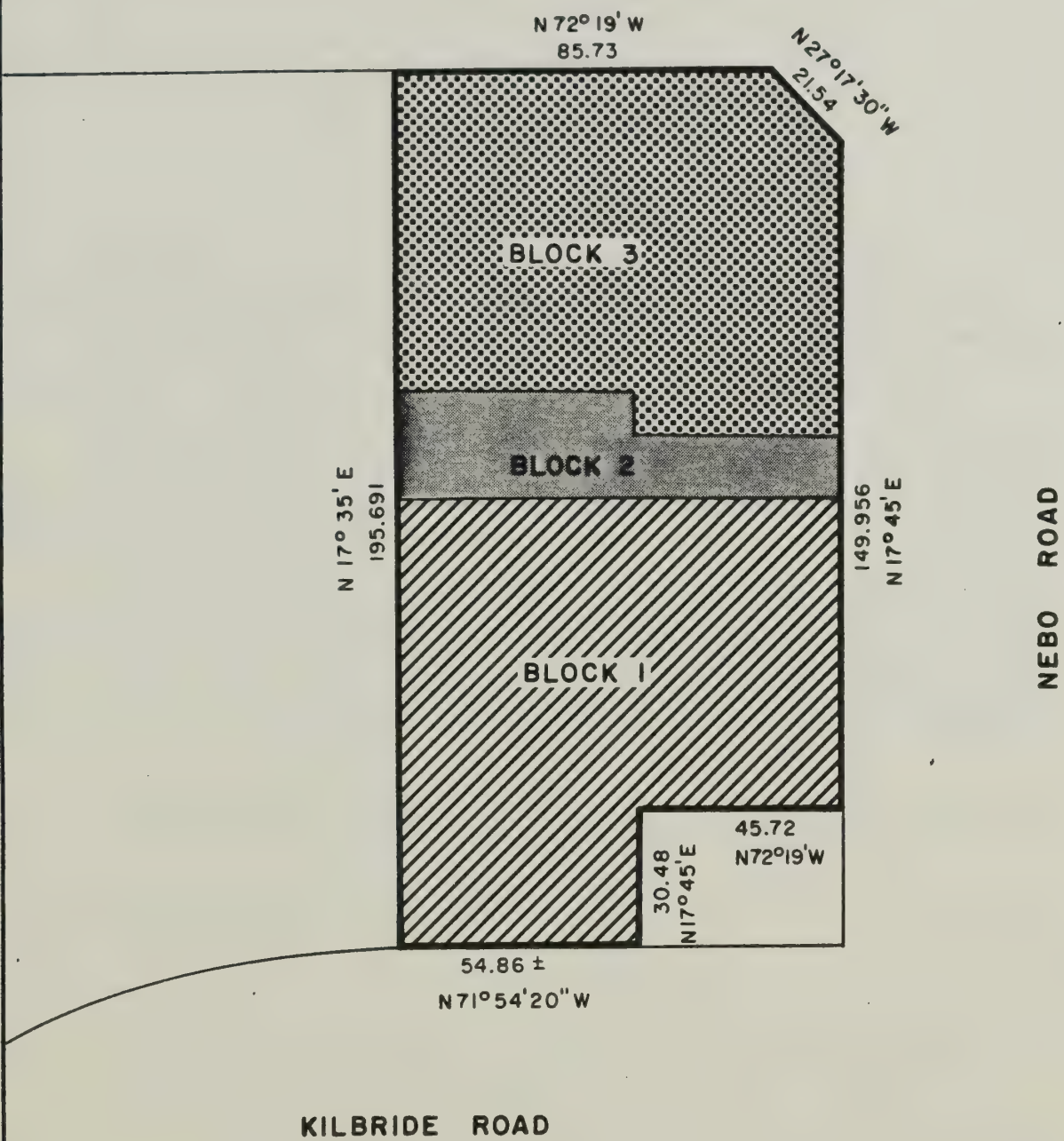


(1988) 3 R.P.D.C. 3, February 9
Paletta International Corporation, Prospective Owner
ZA-87-114

THE END OF THE WORLD

BY J. H. B. H. H.

RYMAL ROAD EAST



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 87
PASSED THE 29th DAY OF March, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 88- 87

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

- BLOCK 1 CHANGE IN ZONING FROM "M-15" (PRESTIGE INDUSTRIAL) DISTRICT TO "M-12" (PRESTIGE INDUSTRIAL) DISTRICT, MODIFIED.
- BLOCK 1 LANDS TO BE REGULATED BY BY-LAW NO. 88-
- BLOCK 2
- BLOCK 3

North



Scale

NOT TO SCALE

Date

FEB. 8, 1988

Reference File No.

ZA-87-114

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 88

To Amend:

Licensing By-law No. 79-323

Respecting:

Certain Trade Licences.

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979 under the Municipal Act, R.S.O. 1970, Chapter 284, section 383 (now R.S.O. 1980, Chapter 302, section 232), and the City of Hamilton Act, 1976, S.O. 1976, c. 94, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS s. 17 of said By-law No. 79-323 provides for the licensing, regulating, and governing of certain specified trades by way of Schedules appended thereto which form part of By-law 79-323;

AND WHEREAS Schedule 33 relates to Persons who store, transport or use Explosives, Schedule 34 relates to Building Repair Contractors, Schedule 35 relates to Drain and Septic Tank Installers and Repairers, Schedule 36 relates to Electricians, Schedule 37 relates to Heating Equipment Installers, and Schedule 38 relates to Plumbers;

AND WHEREAS it is intended to amend said Schedules 33, 34, 35, 36, 37 and 38 to By-law No. 79-323.

NOW THEREFORE The Corporation of the City of Hamilton enacts as follows:

1. Schedule 33 is repealed in its entirety.
2. (1) Clause (a) of section 1 of Schedule 34 is repealed and the following substituted therefor:

(a) "Building Repairs Contractor" means any person in the business of carrying out repairs or renovations, as defined in this section, to buildings of any kind, and includes any person who solicits for work in the nature of building repairs or renovations or who in any way advertises or holds himself out to the public as doing building repairs or renovations or as being a building repairs contractor;
- (2) Clause (b) of section 1 of Schedule 34 is repealed and the following substituted therefor:

(b) "Repairs or Renovations" means any work in the erection, installation, extension or replacement of any part of a building, and includes the installation of a building unit fabricated or moved from elsewhere.
- (3) Section 1 of Schedule 34 is further amended by adding thereto the following clause:

(c) "Building" means a structure consisting of any one or more of a wall, roof, and floor, or a structural system serving the function of a building, and includes all the works, fixtures, and service systems appurtenant thereto.

- (4) (a) Form 1, annexed as Schedule "A" to Schedule 34, being the application form for a building repairs contractors' licence is repealed and Form 1, which is annexed to this by-law as Schedule "A" and forms part of this by-law, is substituted therefor;

(b) Section 5 of Schedule 34 is repealed and the following is substituted therefor:

5. Every applicant for a licence as a building repairs contractor shall,

(a) complete an application in Form 1, annexed hereto as Schedule "A" and forming part of Schedule 34; and

(b) provide such information as may be required by the City Corporation and comply with all instructions in Form 1.

- (5) (a) Subsections 2, 3, 4, 5 and 6 to section 6 of Schedule 34 are repealed.

(b) Form 2, annexed as Schedule "B" to Schedule 34, being a form of contract for building repair work, is repealed.

(c) Subsections 1 and 7 of Section 6 to Schedule 34 are hereby confirmed, unchanged, except that subsection 7 is renumbered as subsection 2.

- (6) Section 7 of Schedule 34 is repealed.

- (7) Section 8 of Schedule 34 is amended by striking out the word "board" wherever it occurs, and substituting in lieu thereof the word "panel".

- (8) Section 10 of Schedule 34 is repealed, and the following substituted therefor:

10. The amount of the licence fee for a licence granted under this Schedule shall be as follows:

1. For a Building Repair Contractor as defined in section 1(a) of this by-law, the fee shall be ONE HUNDRED DOLLARS (\$100.00).

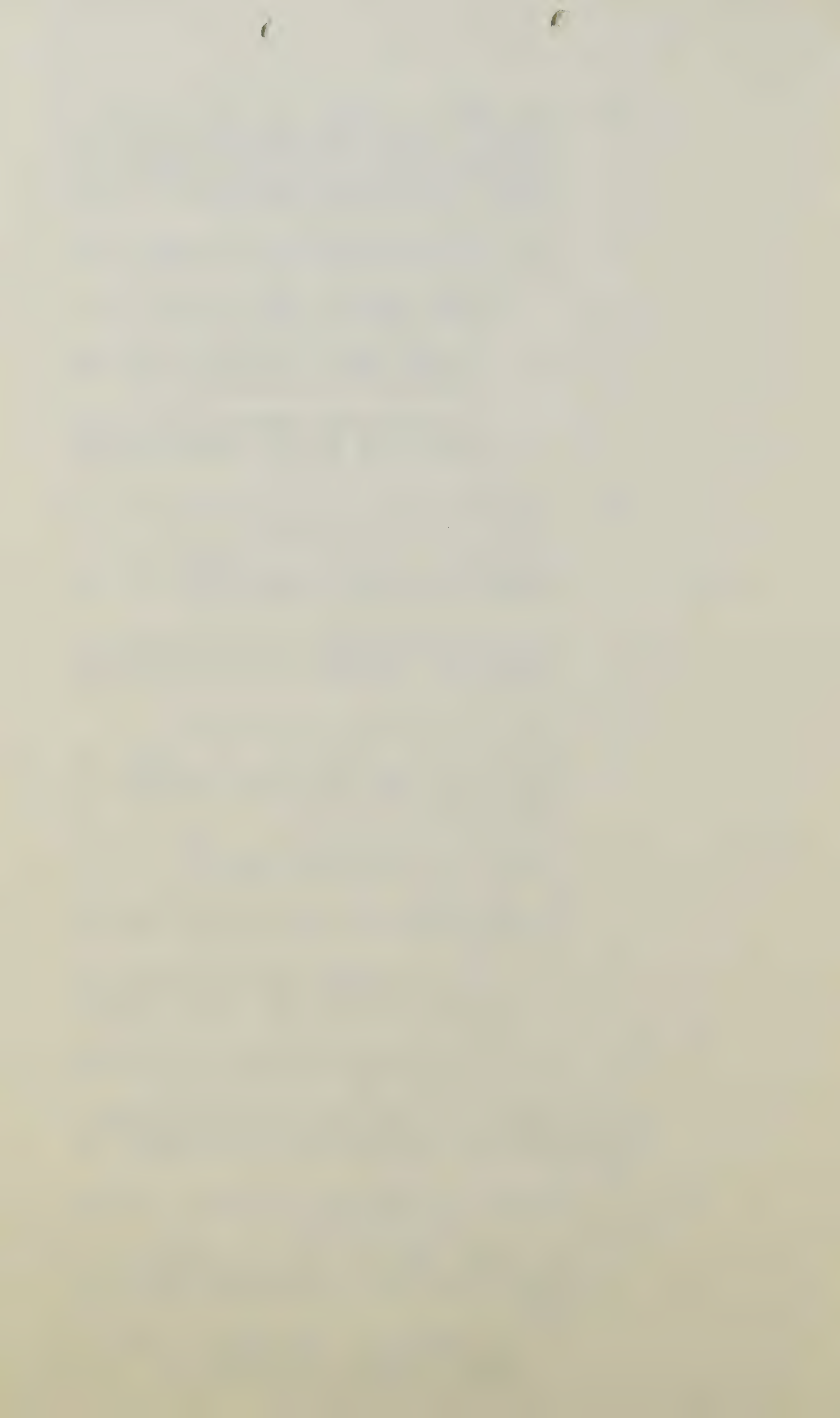
- (9) In all other respects, Schedule 34 is hereby confirmed, unchanged.

3. (1) Subsections 2 and 3 of section 2 of Schedule 35 are amended by striking out the number 6 of "Schedule 6", and substituting in lieu thereof the number 38.

- (2) Section 4 of Schedule 35 is amended by adding thereto the following subsection:

(4) Every applicant for a licence as a contractor of drain laying or a master of drain laying or a journeyman drainlayer shall,

(a) complete an application in Form 1 annexed hereto as Schedule "A" and forming part of Schedule 35; and



(b) provide such information as may be required by the City Corporation and comply with all instructions in Form 1.

(3) (a) Subsection 1 of section 5 of Schedule 35 is repealed and the following is substituted therefor:

(1) The examining panel shall consist of the following members:

(a) One Inspector, as defined in By-law 87-312; and

(b) Two members who are qualified as master drainlayers.

(b) Subsections 2, 3, 4, 5, and 6 of section 5 of Schedule 35 are amended by striking out the word "board" wherever it occurs, and substituting in lieu thereof the word "panel".

(4) In all other respects, Schedule 35 is hereby confirmed, unchanged.

4. (1) Clause (a) of section 1 of Schedule 36 is amended by striking out the word "board" in the first line, and substituting in lieu thereof the word "panel".

(2) Section 2 of Schedule 36 is amended by adding thereto the following subsection:

(3) The provisions of this By-law do not apply to any electrical contractor or master electrician where the work to be carried out is designed by an architect, professional engineer or both, provided that the architect or professional engineer is retained,

(a) to undertake general review of the building construction in accordance with the performance standards of the Ontario Association of Architects or the Association of Professional Engineers, and

(b) to determine whether the construction is in general conformance with the plans, schedules, drawings, graph representations or specifications prepared by the architect, professional engineer or both.

(3) Section 4 of Schedule 36 is amended by adding thereto the following subsection:

(4) Every applicant for a licence as an electrical contractor or a master electrician shall,

(a) complete an application in Form 1 annexed hereto as Schedule "A" and forming part of Schedule 36; and

(b) provide such information as may be required by the City Corporation and comply with all instructions in Form 1.

(4) (a) Subsection (1) of section 5 of Schedule 36 is repealed, and the following is substituted therefor:



(1) The examining panel shall consist of the following members:

(a) One representative of the Inspection Department of Ontario Hydro; and

(b) Two members who are qualified as master electricians.

(b) Subsections 3, 3.0, 4, 5, and 6 of section 5 of Schedule 36 are amended by striking out the word "board" wherever it occurs, and substituting in lieu thereof the word "panel".

(5) Subsection 2 of section 5a of Schedule 36 is amended by deleting reference to the following municipalities:

(a) 7. Sudbury.

(6) In all other respects, Schedule 36 is hereby confirmed, unchanged.

5. Schedule 37 is repealed in its entirety, and the following is substituted therefor:

SCHEDULE 37

HEATING, AIR CONDITIONING AND VENTILATION CONTRACTORS

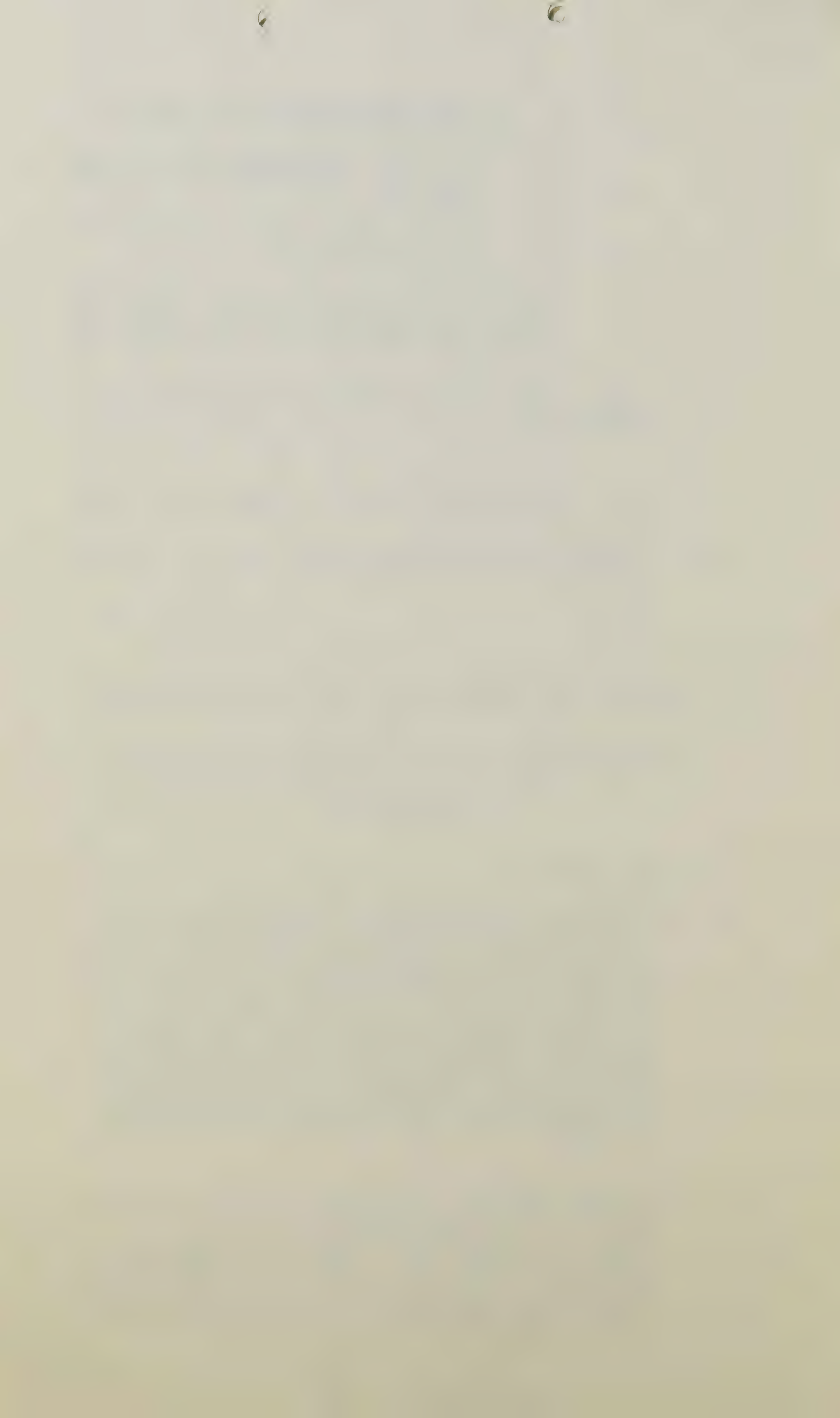
and

MASTERS OF HEATING, AIR CONDITIONING AND VENTILATION

Interpretation

1. In this Schedule,

- (a) "Heating, Air Conditioning and Ventilating Contractor" means any person engaged in the business of contracting for installation, maintenance, repair or replacement of warm air heating or cooling equipment or ventilation equipment, including systems of any kind, and the distribution, piping and ductwork, including the installation of oil tanks or oil or gas burners, and includes any person who solicits for heating, cooling or ventilating work, or who in any way advertises, or holds himself out to the public as doing heating, cooling or ventilating work or as being a heating, cooling or ventilating contractor, and who has a regular place of business in Ontario.
- (b) "Heating, Air-Conditioning and Ventilating" means the lay out, assembly, installation or manufacturing in the field of any cooling or heating/cooling combination system for any residential, commercial or industrial purpose, and includes the manufacturing, fabrication, assembly, installation or service of any ferrous or non-ferrous sheet metal work, and further includes the installation of piping that conveys gas or the tubing of any air-handling system.



- (c) "Air Conditioning" means the simultaneous control of temperature (heating or cooling air), humidity (humidifying or dehumidifying air), cleanliness (mechanical or electronic air cleaning), and air motion for comfort conditions (proper air distribution within a building with related fresh air).
- (d) "Master of Heating, Air Conditioning and Ventilation" means a person who has been issued a Certificate of Qualification in the trade of Sheet Metal Work, Refrigeration, Air-Conditioning Mechanics or Steam Fitting, and can demonstrate knowledge of conformance to good engineering practices appropriate to the circumstances and acceptable to the Heating, Air Conditioning and Ventilation examining panel, as described in the following publications:

1. The ASHRAE Handbooks,
 - (i) 1983 Equipment
 - (ii) 1984 Systems
 - (iii) 1985 Fundamentals, and
 - (iv) 1986 Refrigeration Systems and Applications;
2. The NFPA Fire Codes, 1983;
3. The HRAI Digest, 1980;
4. The Hydronics Institute Manuals, 1982;
5. The SMACNA Manuals; and
6. The American Conference of Governmental Industrial Hygienists Industrial Ventilation Manual, 17th Edition, 1982.

All work described in this clause, which is to be performed under the supervision of a Master of Heating, Air Conditioning and Ventilation, shall be performed only by a person holding a proper Ontario Certificate of Qualification for the trade to which such work relates.

- (e) "Heating, Air Conditioning and Ventilation examining panel" means the examining panel appointed by City Council under the provisions of this By-law.

APPLICATION OF SCHEDULE

2. Subject to subsection (2),

- (1) the provisions of this Schedule shall apply to all Heating, Air Conditioning, and Ventilation Contractors, and all Masters of Heating, Air Conditioning and Ventilation.
- (2) The provisions of this by-law do not apply to any heating, air-conditioning and ventilation contractor or master of heating, air conditioning and ventilation where the work to be carried out is designed by an architect, professional engineer or both, provided that the architect or professional engineer is retained,

(a) to undertake general review of the construction of the building in accordance with the performance standards of the Ontario Association of Architects or the Association of Professional Engineers, and



(b) to determine whether the construction is in general conformance with the plans, schedules, drawings, graph representations, specifications prepared by the architect, professional engineer or both.

LICENCE REQUIRED

3. (1) Subject to the provisions of section 2,

no person shall carry on business as a heating, air conditioning and ventilation contractor without a contractor's licence issued under this by-law entitling him so to do, and without a master of heating, air conditioning and ventilation in his employ who holds a current valid master's licence issued under this Schedule.

(2) Subject to the provisions of section 2,

no person shall engage in any heating, air conditioning and ventilation work, as a master, without a licence under this by-law entitling him so to do.

(3) Before commencing any work, every heating, air conditioning and ventilation contractor shall enter into a written contract, in duplicate, with the person for whom the work is to be done, to be duly executed by the heating, air conditioning and ventilation contractor and such person, which contract shall contain the name and address of the buyer and seller and an itemized price or firm estimate of the goods and services to be provided.

APPLICATION FOR LICENCE

4. (1) Every applicant for a licence as a heating, air conditioning and ventilation contractor or a master of heating, air conditioning and ventilation shall;

(i) complete an application in Form 1 annexed hereto as Schedule "A" and forming part of Schedule 37; and

(ii) provide such information as may be required by the City Corporation and comply with all instructions in Form 1.

(2) Where the application is for a contractor's licence and the applicant is a partnership or corporation, or a person who is not concurrently applying for a master's licence, the application shall include the name and address of the licensed master who will be in actual charge of the work.

(3) Where the application is for a master's licence, it shall include the applicant's qualifications which shall be at least two (2) years experience in the field of heating, air-conditioning and ventilation and shall be accompanied by a certificate of qualification indicating at least two (2) years experience as a Refrigeration, Air-Conditioning, Sheet Metal, or Steamfitting Tradesman.



- (4) The address of the master of heating, air conditioning and ventilation may be accepted to meet the requirements of having a regular place of business in Ontario, if the employer is the holder of a heating, air conditioning and ventilation contractor's licence under this by-law.
- (5) Every application for a master's licence shall be accompanied by a receipt from the Chairman of the examining panel for the amount of the examination fee which is hereby fixed at FIFTEEN DOLLARS (\$15.00).
- (6) Every applicant for a master's licence shall be examined by the Heating, Air Conditioning and Ventilation examining panel of the Trades Examining Board, constituted in accordance with the provisions of this Schedule, and such examination shall include a review of all the applicant's knowledge concerning the provisions of this By-law and of all relevant codes and standards relating to the planning and installation of heating, air conditioning and ventilation systems, including all equipment used in connection therewith .
- (7) No licence shall be issued under this Schedule unless the results of the examination are satisfactory to the Heating, Air Conditioning and Ventilation examining panel.
- (8) The Heating, Air Conditioning and Ventilation examining panel shall not be required to receive or entertain any subsequent application for an examination within a period of less than three months following the failure of the applicant to pass the previous examination for a similar licence.

HEATING, AIR CONDITIONING AND VENTILATION EXAMINING PANEL

- 5. (1) The heating, air conditioning and ventilation examining panel shall consist of the following members appointed by the City Council:
 - (a) One Inspector as defined in By-law 87-312.
 - (b) Two members who are qualified as masters of heating, air conditioning and ventilation.
- (2) Recommendations of the local association of heating, air conditioning and ventilation for appointments to the examining panel will be received by the Licensing Committee, but no paid representative of any union or association of heating equipment installers will be considered.
- (3) The members of the examining panel shall hold office for the balance of the calendar year in which they were appointed, and until their successors have been appointed, unless their term is terminated sooner, and shall receive such remuneration for their services as may from time to time be fixed by the City Council.



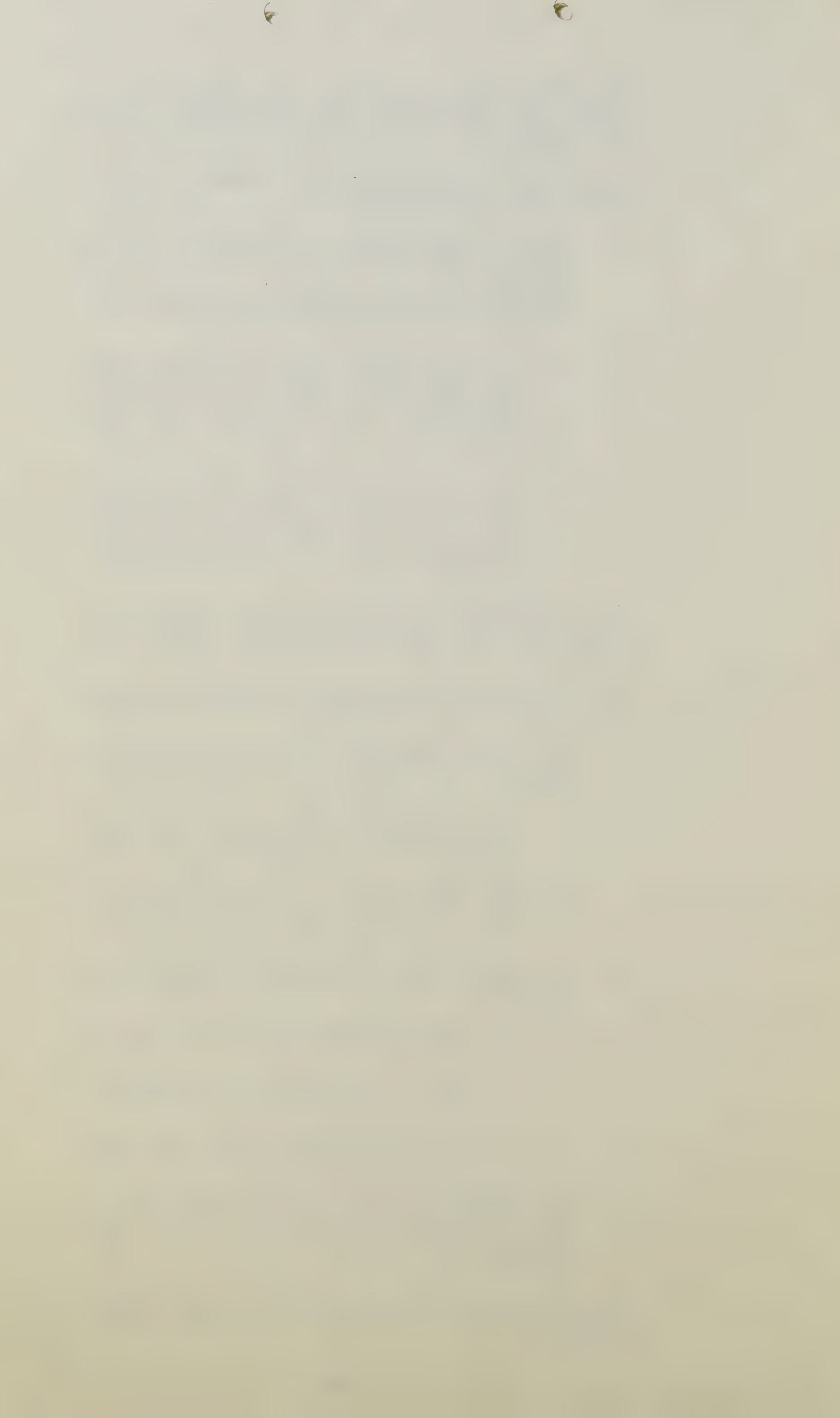
- (4) It shall be the duty of the examining panel to supply the results of every examination forthwith to the Chairman or Secretary of the Examination Board, who shall notify the Licence Administrator and shall send by ordinary mail to the applicant, and to the representative designated by the applicant, the results of every examination, within two weeks following the date of examination of any applicant.

DISQUALIFICATION OF CONTRACTOR

6. (1) When a master of heating, air conditioning and ventilation, whose name appears on a heating, air conditioning and ventilation contractor's certificate, is no longer regularly employed and in actual charge of the work, the contractor shall within three days from the last day of regular employment so notify the Licence Administrator, in writing, along with the name and address of the master who will henceforward be in charge, or with particulars of arrangements pending the engagement of another master to be in charge.
- (2) No contractor shall perform any heating, air conditioning or ventilation work unless there is a licensed master of heating, air conditioning and ventilation, in actual charge of the work, whose name and address has been received by the Licence Administrator, in writing.
- (3) No person shall carry on the work of a master of heating, air conditioning and ventilation for more than one heating, air conditioning and ventilation contractor during the same period of time, unless authorization has been obtained in writing,
- (a) by the Chairman of the Trade Examining Board where the period is for no longer than 60 days, or
- (b) by the Licencing Committee where the period is for longer than 60 days.
7. (1) Except as provided in subsection 2, the amount of the licence fee for a licence granted under this Schdule shall be as follows:
1. for a contractor, whether qualified as a master or not.....\$100.00
2. for a master.....\$ 50.00.
- (2) A master holding a contractor's licence shall pay the licence fee for a contractor's licence only, and shall not be required to pay a fee for a master's licence.



6. (1) Clause (a) of section 1 of Schedule 38 is amended by striking out the word "board" in the first line, and substituting in lieu thereof the word "panel".
- (2) Section 2 of Schedule 38 is amended by adding thereto the following subsection:
 - (5) The provisions of this By-law do not apply to any plumbing contractor or master plumber where the work to be carried out is designed by an architect, professional engineer or both, provided that the architect or professional engineer is retained,
 - (a) to undertake general review of the building construction in accordance with the performance standards of the Ontario Association of Architects or the Association of Professional Engineers, and
 - (b) to determine whether the construction is in general conformance with the plans, schedules, drawings, graph representations or specifications prepared by the architect, professional engineer or both.
- (3) Subsections 3 and 4 of section 2 of Schedule 38 are amended by striking out the number 3 of "Schedule 3" and substituting in lieu thereof the number 35.
- (4) Section 4 of Schedule 38 is amended by adding thereto the following subsection:
 - (4) Every applicant for a licence as a plumbing contractor or a master plumber shall;
 - (a) complete an application in Form 1 annexed hereto as Schedule "A" and forming part of Schedule 38; and
 - (b) provide such information as may be required by the City Corporation and comply with all instructions in Form 1.
- (5) (a) Subsection 1 of section 5 of Schedule 38 is repealed, and the following is substituted therefor:
 - (1) The examining panel shall consist of the following members:
 - (a) One Inspector as defined in By-law No. 87-312, and
 - (b) Two members who are qualified as master plumbers.
 - (b) Subsections 3, 3a, 4, 5 and 6 of section 5 of Schedule 38 are amended by striking out the word "board" wherever it occurs, and substituting in lieu thereof the word "panel".
- (6) Section 5b of Schedule 38, as enacted by By-law No. 86-285 on the 14th day of October, 1986, is amended,



(a) by deleting reference to the following municipalities:

(i) 5. City of Oshawa; and

(b) by adding thereto reference to the following municipalities:

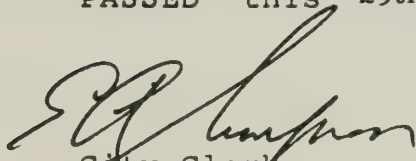
(i) 9. City of London

(ii) 10. Metropolitan Toronto

(iii) 11. City of Windsor.

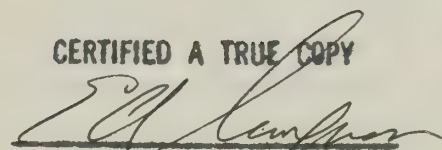
(7) In all other respects, Schedule 38 is hereby confirmed, unchanged.

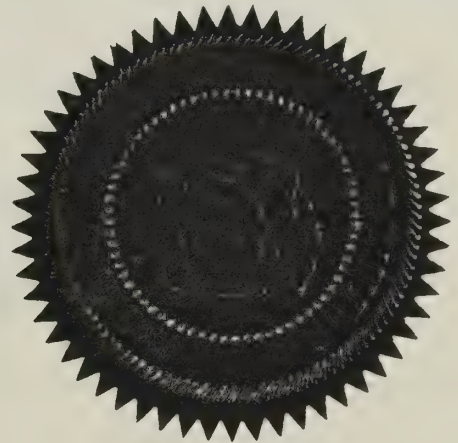
PASSED this 29th day of March A.D. 1988.


City Clerk


Mayor

(1988) R.L.C.

CERTIFIED A TRUE COPY

CITY CLERK



THE END OF THE WORLD

1914

SCHEDULE "A"CONSTRUCTION TRADES LICENCE/EXAMINATION APPLICATION

PLEASE PRINT CLEARLY - CHECK TYPE OF LICENCE

MASTER Electrical ☐ Insulation ☐ Building Repair ☐
 Plumbing ☐ Explosives ☐ Swimming Pool ☐
 Drainlayer ☐ Demolition ☐ Driveway ☐
 Heating, Ventilation and Air Conditioning ☐

Surname _____ Given Names _____

Home Phone Number _____ Date of Birth _____

Home Address _____

City _____ Postal Code _____

Proposed Place of Business _____

City _____ Postal Code _____

Employer's Name _____ Phone Number _____

Trade Certificate of Qualification Number _____

Number of years certified/Years of experience _____

Have you written a Master's examination previously? Yes ☐ No ☐

If yes, location and date: _____

Have you ever had a trade licence revoked? Yes ☐ No ☐

If yes, location and date: _____

CONTRACTOR Electrical ☐ Insulation ☐ Building Repair ☐
 Plumbing ☐ Explosives ☐ Swimming Pool ☐
 Drainlayer ☐ Demolition ☐ Driveway ☐
 Heating, Ventilation and Air Conditioning ☐

Surname _____ Given Names _____

Home Phone Number _____ Home Address _____

City _____ Postal Code _____

Business Name _____ Business Phone Number _____



Business Address _____

City _____

Postal Code _____

Name of Insurance Company _____

Amount of Insurance - Liability: _____

- Property Damage: _____

Name of Master in your employ _____

Is application being made on behalf of a Company? Yes [] No []

List names, addresses of owners, partners, officers of Company:

1. _____
Name _____

Address _____ Position Held _____

2. _____
Name _____

Address _____ Position Held _____

3. _____
Name _____

Address _____ Position Held _____

Is your business registered under the Consumer Protection Act as an itinerant seller?

Yes [] No [] Registration Number: _____

Is your business registered with the Ministry of Consumer and Commercial Relations?

Yes [] No [] Expiry Date: _____

I, _____ of the City of _____, in the Regional Municipality of _____,

do solemnly declare that I am of the full age of 18 years and that the statements herein contained in the said application are true and made with full knowledge of the circumstances connected with the same. And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of "The Canada Evidence Act".

DECLARED before me at the)
City of Hamilton, in the)
Regional Municipality of)
Hamilton-Wentworth, this)
_____ day of)
_____, 1988.)

A Commissioner, etc.



BY-LAW NO. 88 - 89

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 29th DAY OF MARCH A.D., 1988.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 29th day of March A.D. 1988

[Signature] CITY CLERK
[Signature] MAYOR
 CERTIFIED A TRUE COPY
[Signature]
 CITY CLERK
 1



covering an additional estimated cost of this amount, and the borrowing of money by way of temporary advances not exceeding in the aggregate such additional estimated cost pending the sale of the debentures, and

- (f) the issuance of additional debentures in the amount of \$230,000.00 by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation, and

- (g) an amendment of the said previous order of the Board dated the 2nd day of October, 1981, by deleting from sub-section (a) of the style of cause the words "at Birchmount Road and Stone Church Road East in the east mountain area" and substituting in lieu thereof the words "on the east mountain-Limeridge Road and Upper Ottawa Street"

such application having been approved by order of the Board dated the 14th day of July, 1986, and

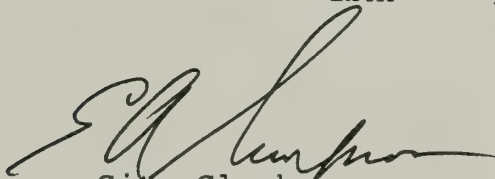
- (h) a present application by the corporation of the City of Hamilton for an order approving the transfer of funds in the amount of \$194,736.96, being unexpended debenture proceeds realized from the sale of debentures not required for the purposes for which the debentures issued and payable out of the general rate, to pay a part of the cost of the project hereof.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the transfer of surplus debenture funds, may now be proceeded with in accordance with the said Order of the Ontario Municipal Board dated the 15th day of February, 1988.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

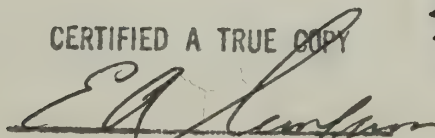
PASSED this 12th day of April A.D. 1988.


City Clerk


Mayor

(1987) 22 R.E.C. 5, November 24

CERTIFIED A TRUE COPY


CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88- 091

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1526
AND 1532 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "L-c" (Planned Development - Commercial) district to "G" (Neighbourhood Shopping Centre, etc.) district,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "G" (Neighbourhood Shopping Centre, etc.) district provisions applicable to the land referred to in section 1, are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 13 of By-law No. 6593, there shall be provided and maintained along the westerly side lot line which abuts a residential district,
 - (i) a landscaped planting strip not less than 3.0 m. in width; and
 - (ii) a visual barrier not less than 1.2 m. and not more than 2.0 m. in height, located within the landscaped planting strip.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" district provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1064.

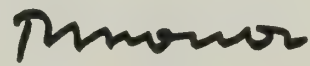
5. Sheet No. E-38D of the District Maps is amended by marking the land referred to in section 1 of this by-law, S-1064.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 12th day of April

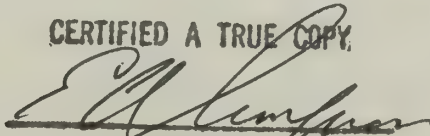
A.D. 1988.

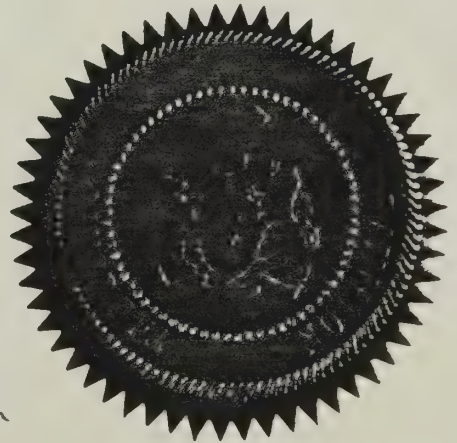

City Clerk


Mayor

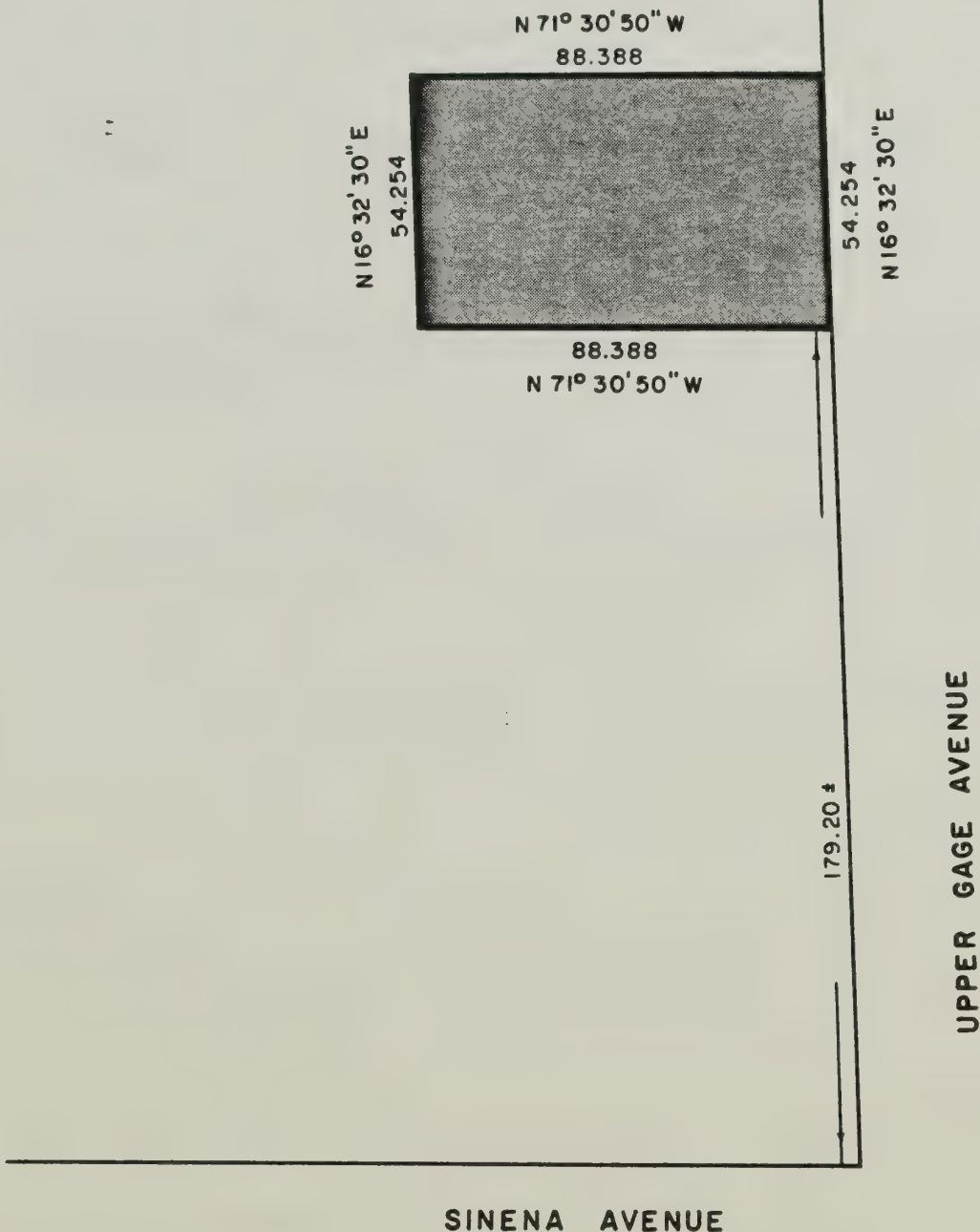
(1988) 4 R.P.D.C. 11, February 23
B.G. Schickendenz Investment Ltd. and
652921 Ontario Inc. (M. Kansun), Owners
ZA-87-127

CERTIFIED A TRUE COPY


CITY CLERK

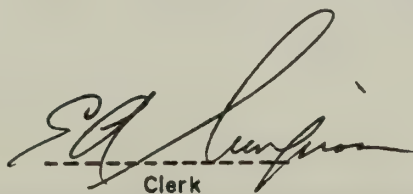


1. The first part of the document
describes the general situation
of the country and the
state of the economy.
2. The second part of the document
describes the state of the
economy and the state of the
economy.



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 091
PASSED THE 12th DAY OF April, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88-091
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "L-c" (PLAN-
NED DEVELOPMENT - COMMERCIAL)
DISTRICT, MODIFIED TO "G" (NEIGH-
BOURHOOD SHOPPING CENTRE, ETC.)
DISTRICT, MODIFIED.

North

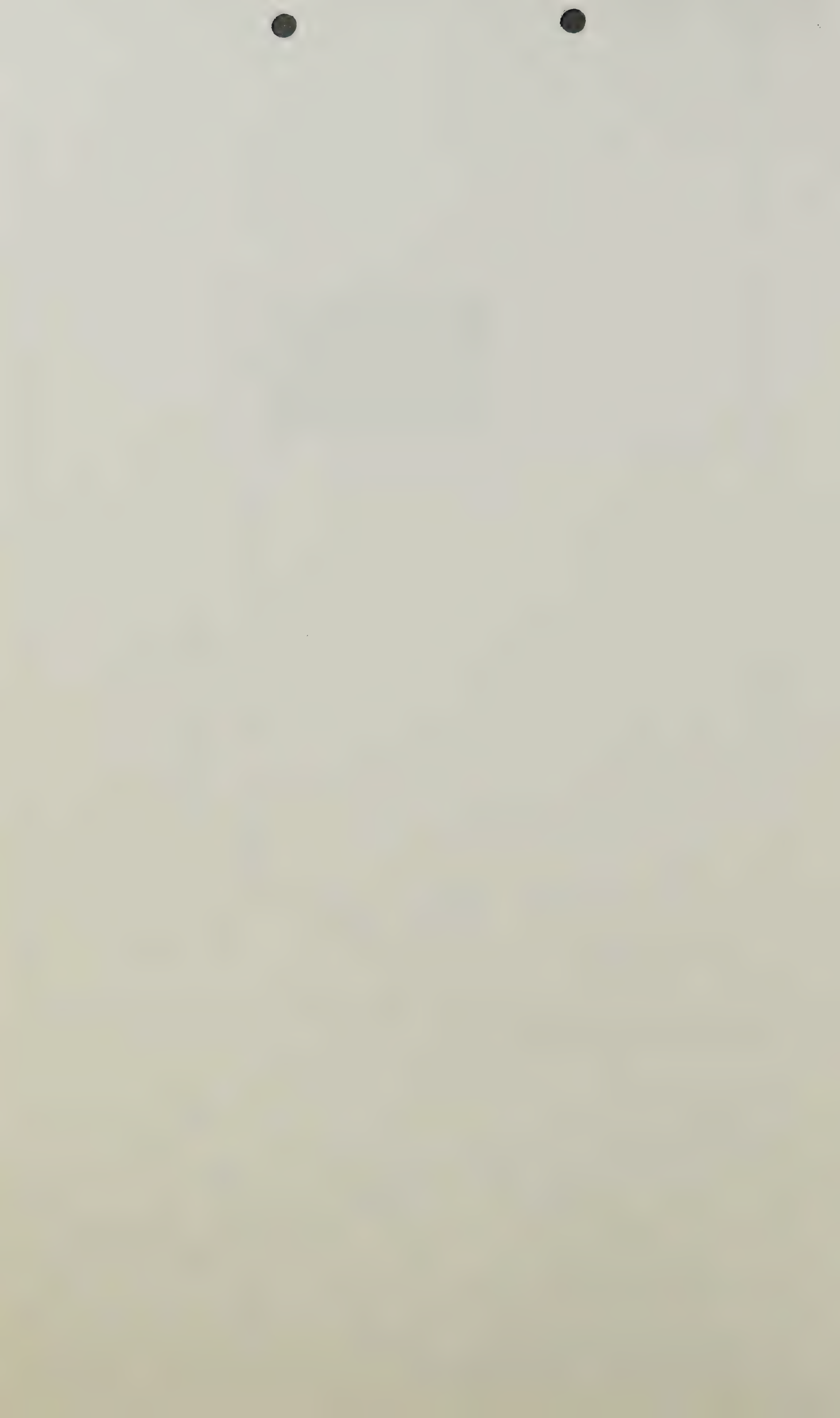


Scale
NOT TO SCALE

Date
MARCH 4, 1988

Reference File No.
ZA - 87-127

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 092

To Repeal:

Zoning By-law No. 87-351

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1088 MAIN STREET WEST

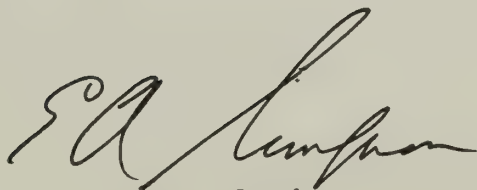
WHEREAS By-law No. 87-351, passed on the 8th day of December, 1987 established a special requirement with respect to the subject property;

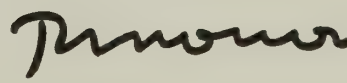
AND WHEREAS City Council at its meeting held on the 9th day of February, 1988 approved an added resolution directing that By-law No. 87-351 be rescinded.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

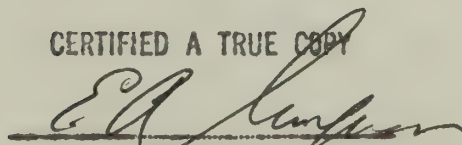
1. By-law No. 87-351 is repealed.

PASSED this 12th day of April , A.D. 1988.


City Clerk

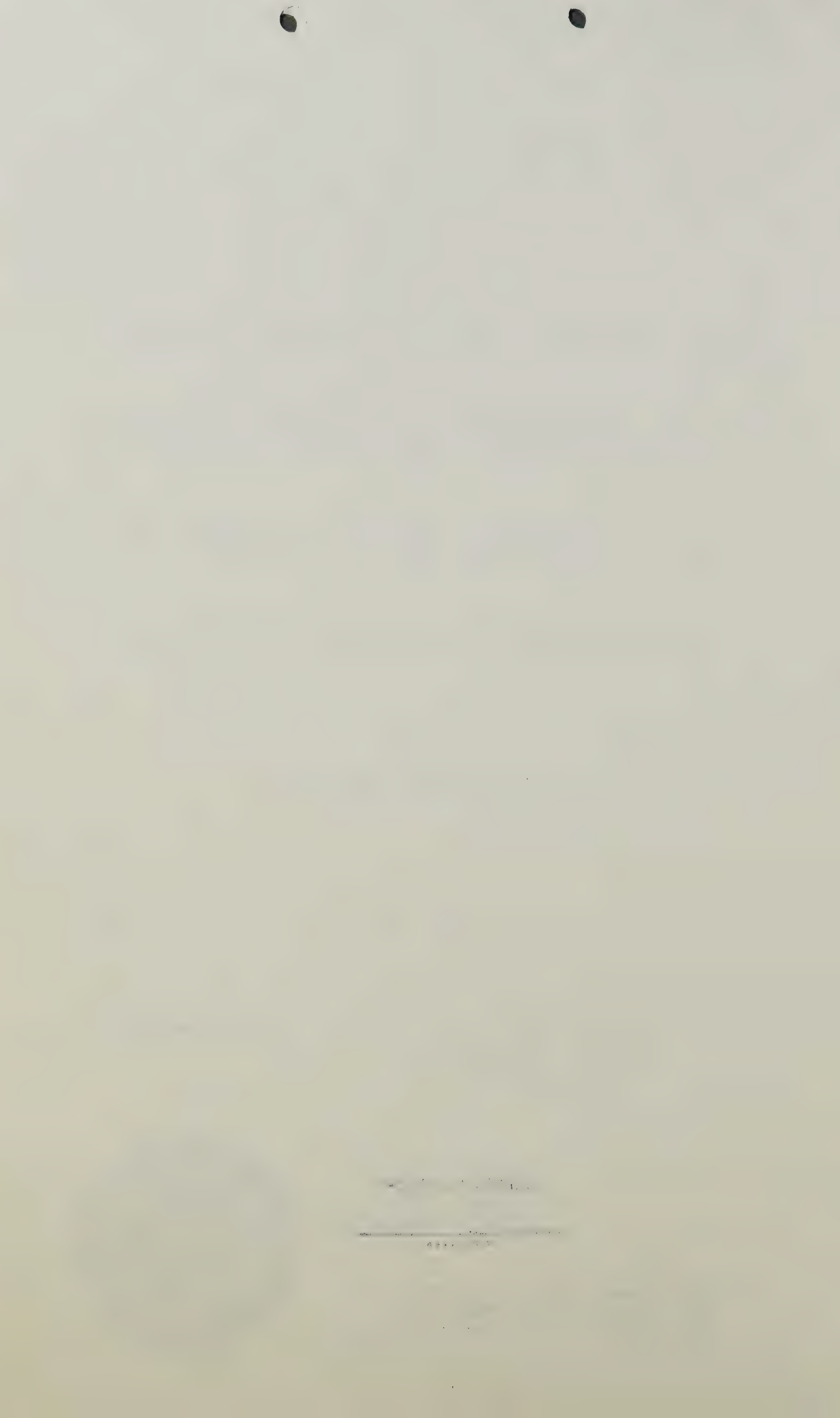

Mayor

CERTIFIED A TRUE COPY


CITY CLERK



Added Item - February 9, 1988
Tony Perry, Present Owner
(543003 Ontario Limited, Former Owner
ZA-87-63)



The Corporation of the City of Hamilton

BY-LAW NO. 88-093

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE EAST SIDE OF UPPER JAMES STREET,
IN THE AREA SOUTH OF RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "G-1" (Designed Shopping Centre) district to "HH" (Restricted Community Shopping and Commercial) district,

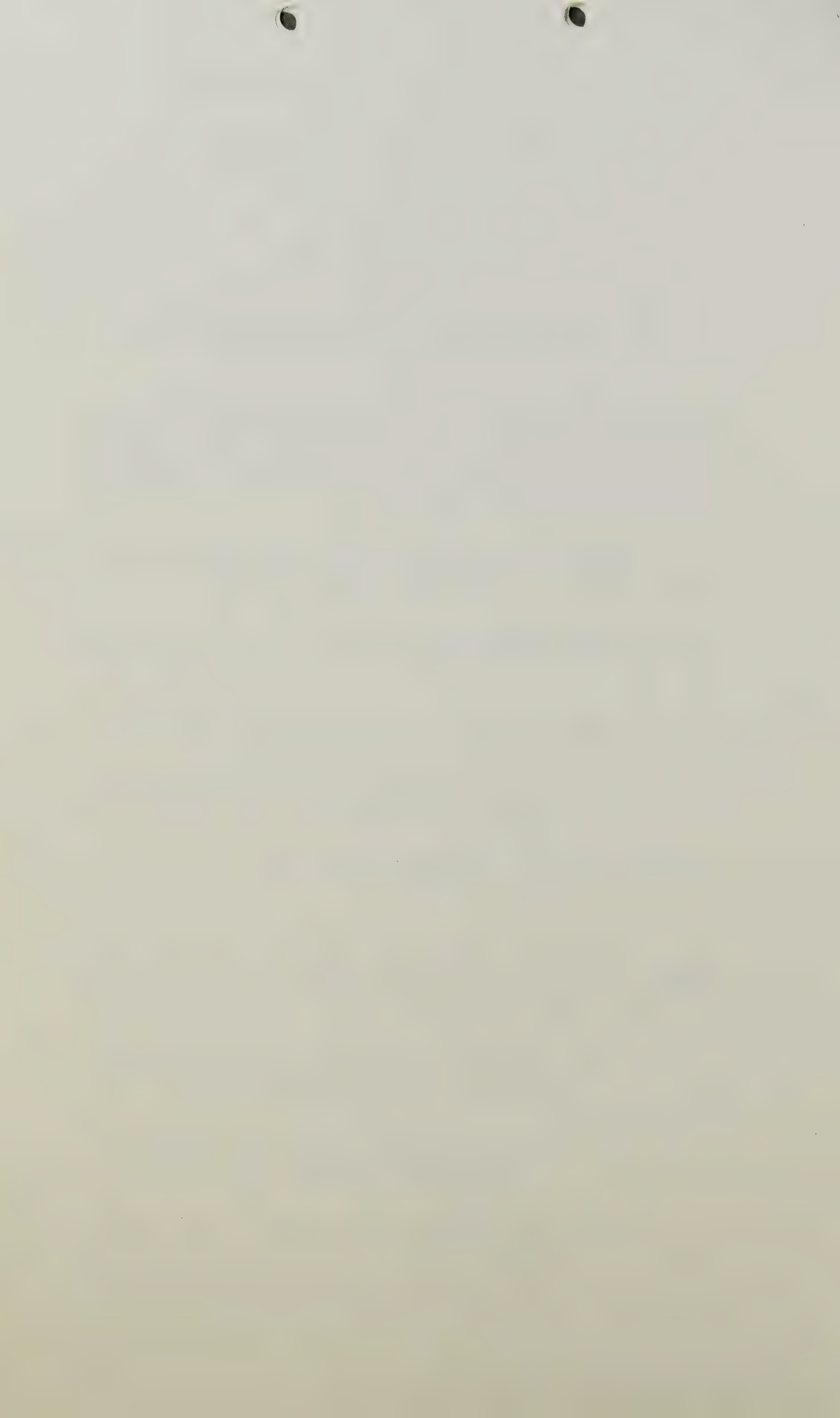
the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land referred to in section 1, are amended to the extent only of the special requirements that,

- (a) notwithstanding subsection 14A(1) of By-law No. 6593, only the following uses shall be permitted on the said lands,

- (i) a new and used car dealership, including an ancillary automobile body/fender repair shop and paint shop;

- (b) notwithstanding subsection 14A(3)(a) of By-law No. 6593, a maximum of two ground signs shall be permitted at a distance of not less than 3.0 m. from the future street line of Upper James Street;



(c) notwithstanding subsections 18(3)(ivc)(b) and (c) of By-law No. 6593,

- (i) a public walkway at least 3.0 m. wide and a planting strip at least 1.5 m. wide shall be provided and maintained along the southerly lot line; and
- (ii) a chain link fence not less than 1.2 m. high and not more than 2.0 m. high shall be provided and maintained along the boundary between the public walkway and the planting strip.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" district provisions, subject to the special requirements referred to in section 2.

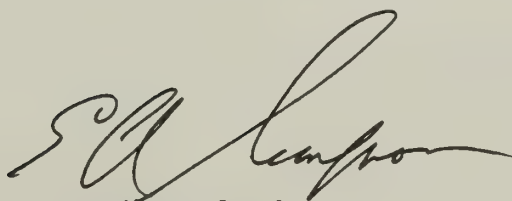
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1071.

5. Sheet No. E-9E of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1071.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

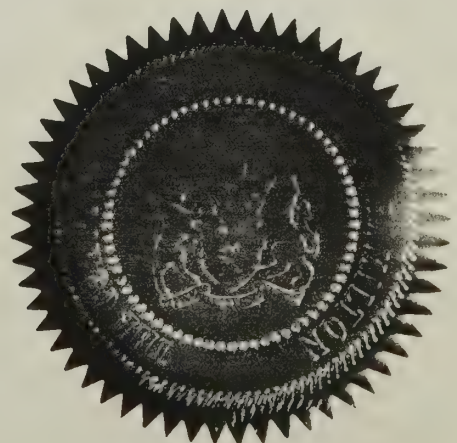
PASSED this 12th day of April

A.D. 1988.

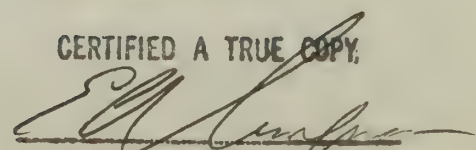

City Clerk


Mayor

(1988) 6 R.P.D.C. 4, March 29
Chrysler Canada Limited, Lessee
ZA-87-136



CERTIFIED A TRUE COPY,


CITY CLERK

THE UNIVERSITY OF CHICAGO
LIBRARY

1955

1955

UPPER JAMES STREET

N 18° 18' 45" E

147.828

N 71° 16' 15" W
51.937

N 18° 18' 45" E
15.328

N 71° 16' 15" W
33.528

N 18° 13' E

161.544

ALLISON CRES.

49.706
N 73° 08' W

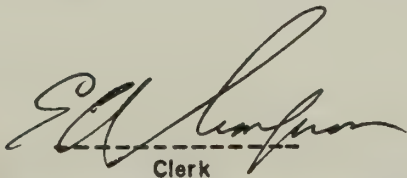
36.042
N 71° 16' 15" W

BARTLETT AVE.

NORTHERN BOUNDARY OF
LOT 28, REG'D. PLAN 1013

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 093
PASSED THE 12th DAY OF April, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88-093
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 CHANGE IN ZONING FROM "G-1" (DESIGN-
ED SHOPPING CENTRE) DISTRICT TO
"HH" (RESTRICTED COMMUNITY SHOP-
PING AND COMMERCIAL) DISTRICT,
MODIFIED.

North

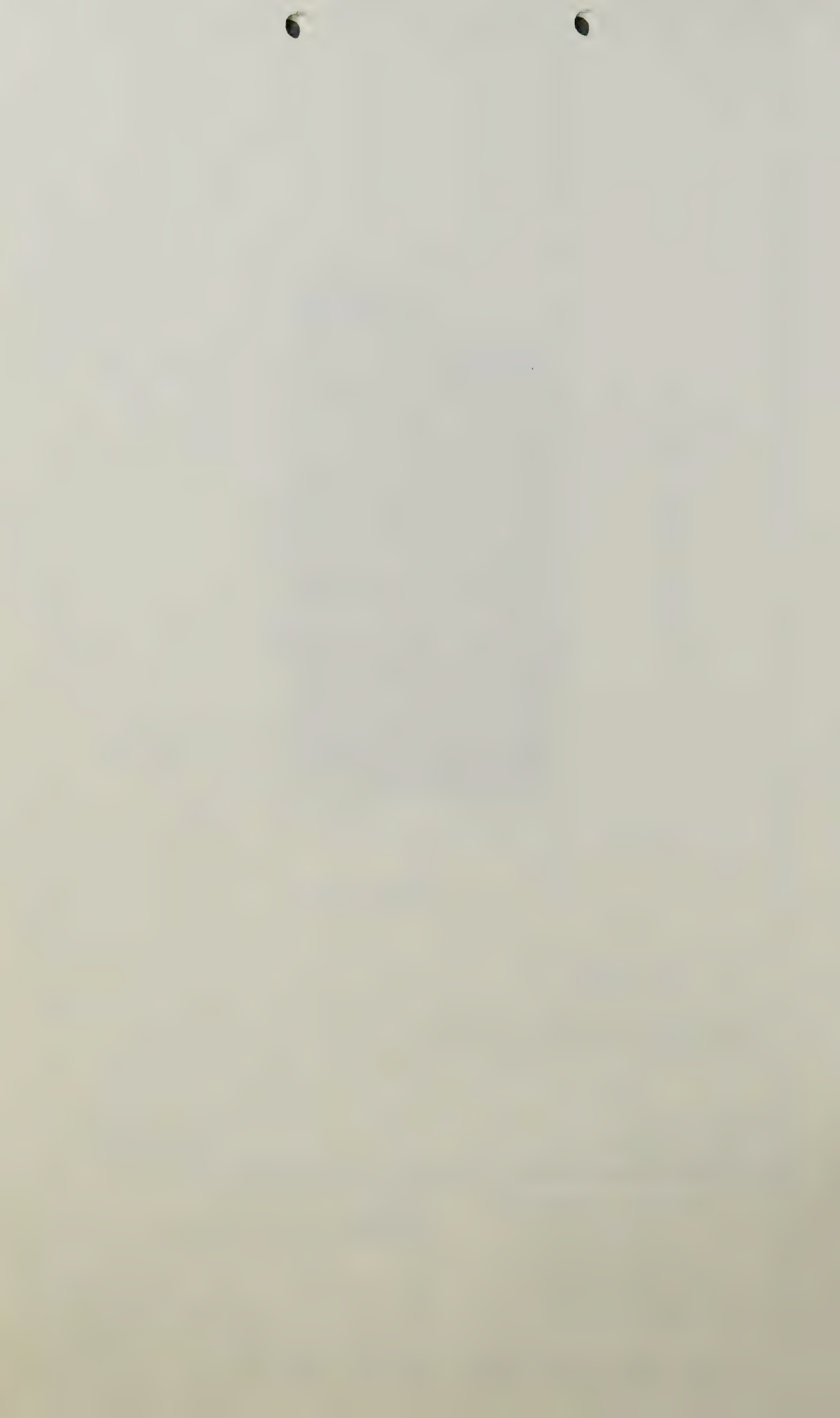


Scale
NOT TO SCALE

Date
MARCH 22, 1988

Reference File No.
ZA-87-136

Drawing No.



BY-LAW NO. 88 - 094

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 12th DAY OF APRIL A.D., 1988.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

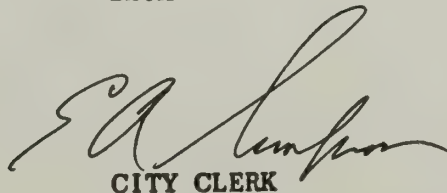
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

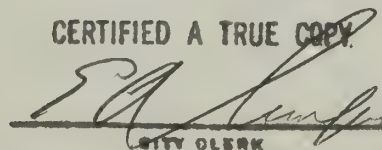
PASSED this 12th . day of April

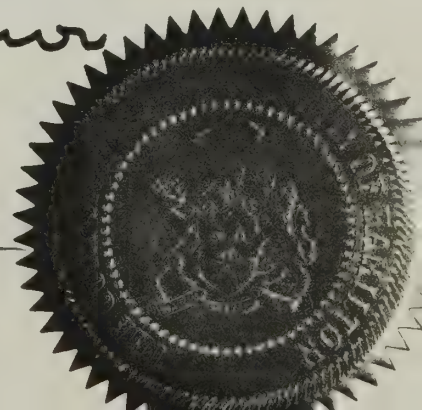
A.D. 1988


CITY CLERK


MAYOR

CERTIFIED A TRUE COPY


CITY CLERK



1000 1000 1000

1000 1000 1000

The Corporation of the City of Hamilton

BY-LAW NO. 88-096

To Amend:

Local Improvement By-law No. 10605

Respecting:

REVISED COSTS TO THE CORPORATION
FOR THE INSTALLATION OF LOCAL IMPROVEMENTS

WHEREAS By-law No. 10605, passed on the 15th day of December, 1964, as amended by By-laws Nos. 67-150, 73-72, 80-127, 80-156, 82-40, 83-75, 84-41, 85-70 and 86-78, provides for the undertaking of local improvements in accordance with The Local Improvement Act;

AND WHEREAS it is intended to increase the local improvement rates per metre charged against abutting lands for work done under The Local Improvement Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 4a of section 13 of By-law No. 10605, as re-enacted by By-laws Nos. 80-127 and 82-40 and as amended by By-law No. 83-75 and as re-enacted by By-laws Nos. 84-41, 85-70, and 86-78, is repealed and the following substituted therefor:

The chargeable amount per metre frontage referred to in clause (a) of subsection 4 shall be as follows:

1. For curbs only at the rate of \$59.00 per metre frontage.
2. For sidewalks only at the rate of \$80.00 per metre frontage.
3. For sidewalks and independent curbs or combined sidewalks and curbs, at the rate of \$128.00 per metre frontage.
4. For roadway only, at the rate of \$220.00 per metre frontage.
5. For roadway and curbs only in industrial subdivisions, at the rate of \$277.00 per metre frontage.
6. For alleys, at the rate of \$70.00 per metre frontage.

PASSED this 26th day of April

A.D. 1988.

Deputy

City Clerk

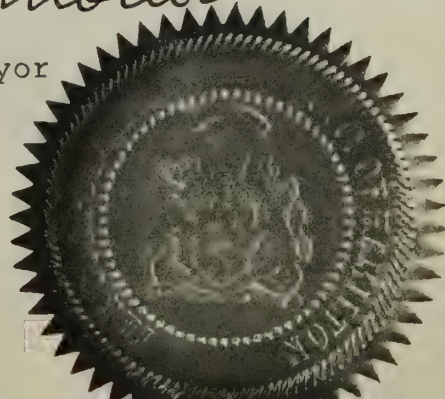
Mayor

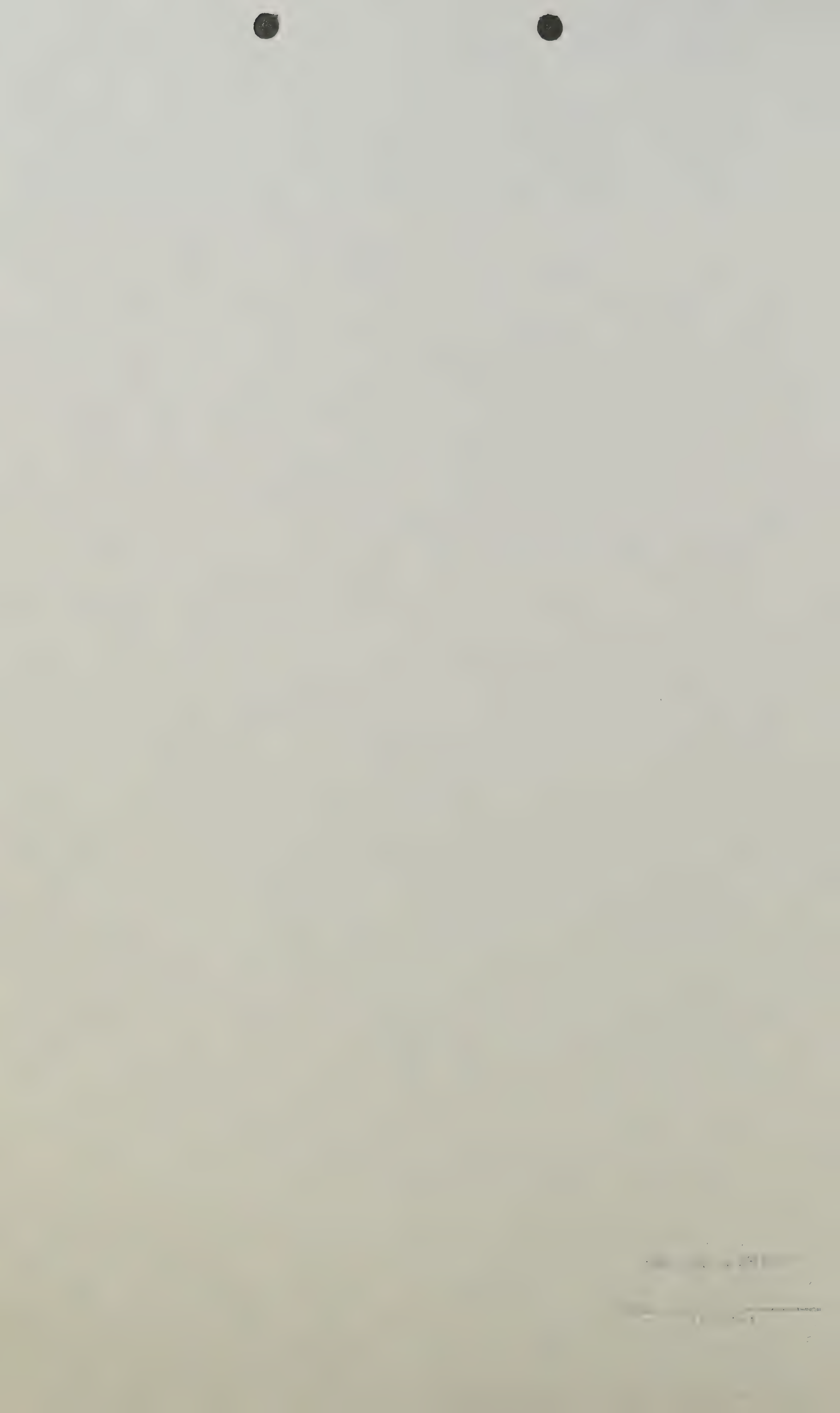
CERTIFIED A TRUE COPY.

2

SIXTY CLERK

(1988) 2 R.T.E.C. 10, January 26





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 88 - 097

TO EXTEND REDMOND DRIVE
BY INCORPORATING THEREIN
PART 1, PLAN 62R-8968

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Redmond Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Redmond Drive.
2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of April A.D. 1988.

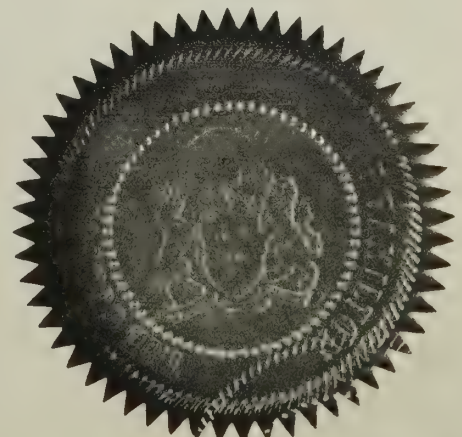
Deputy

City Clerk

Mayor

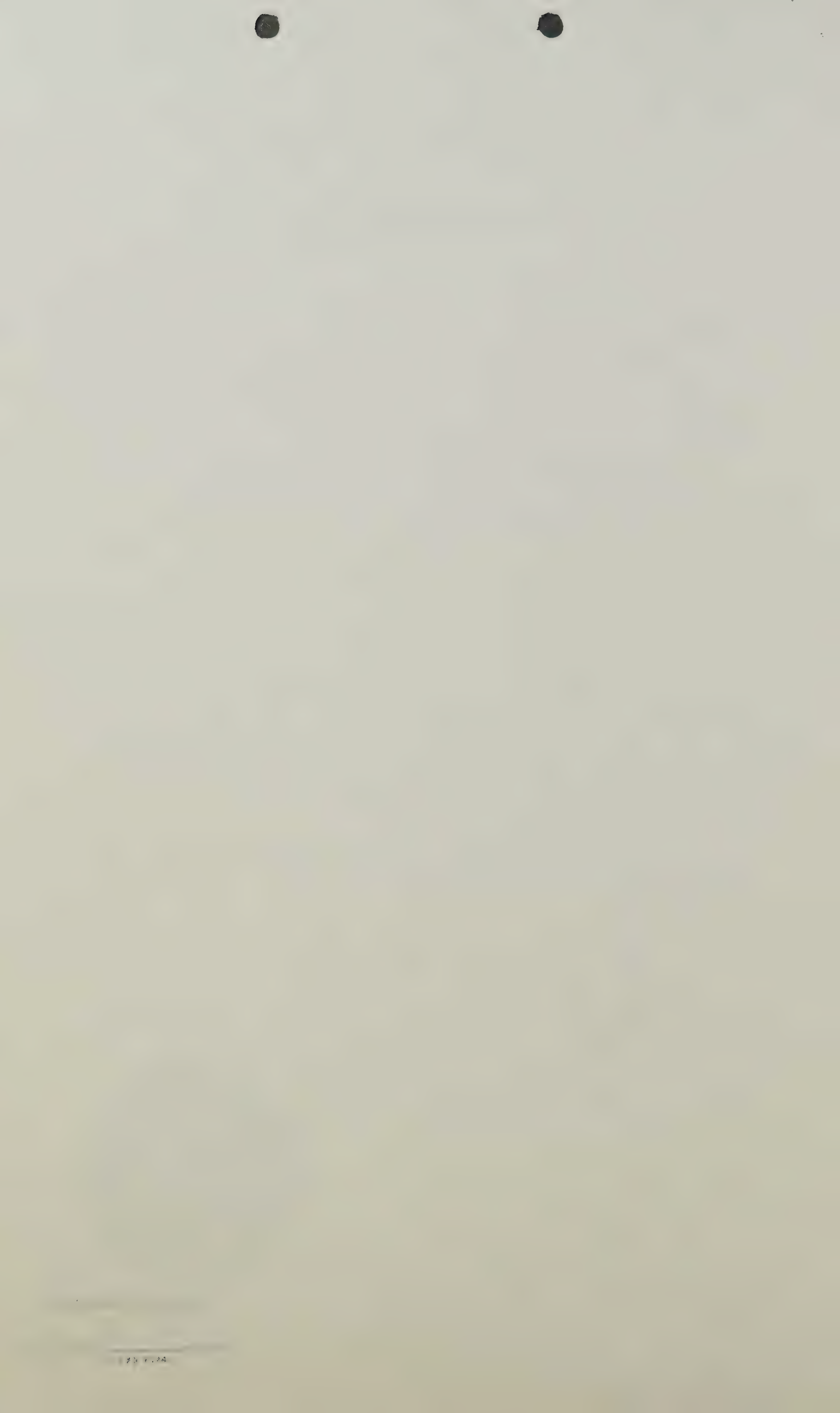
(1987) 11 R.T.E.C. 20, July 28

3



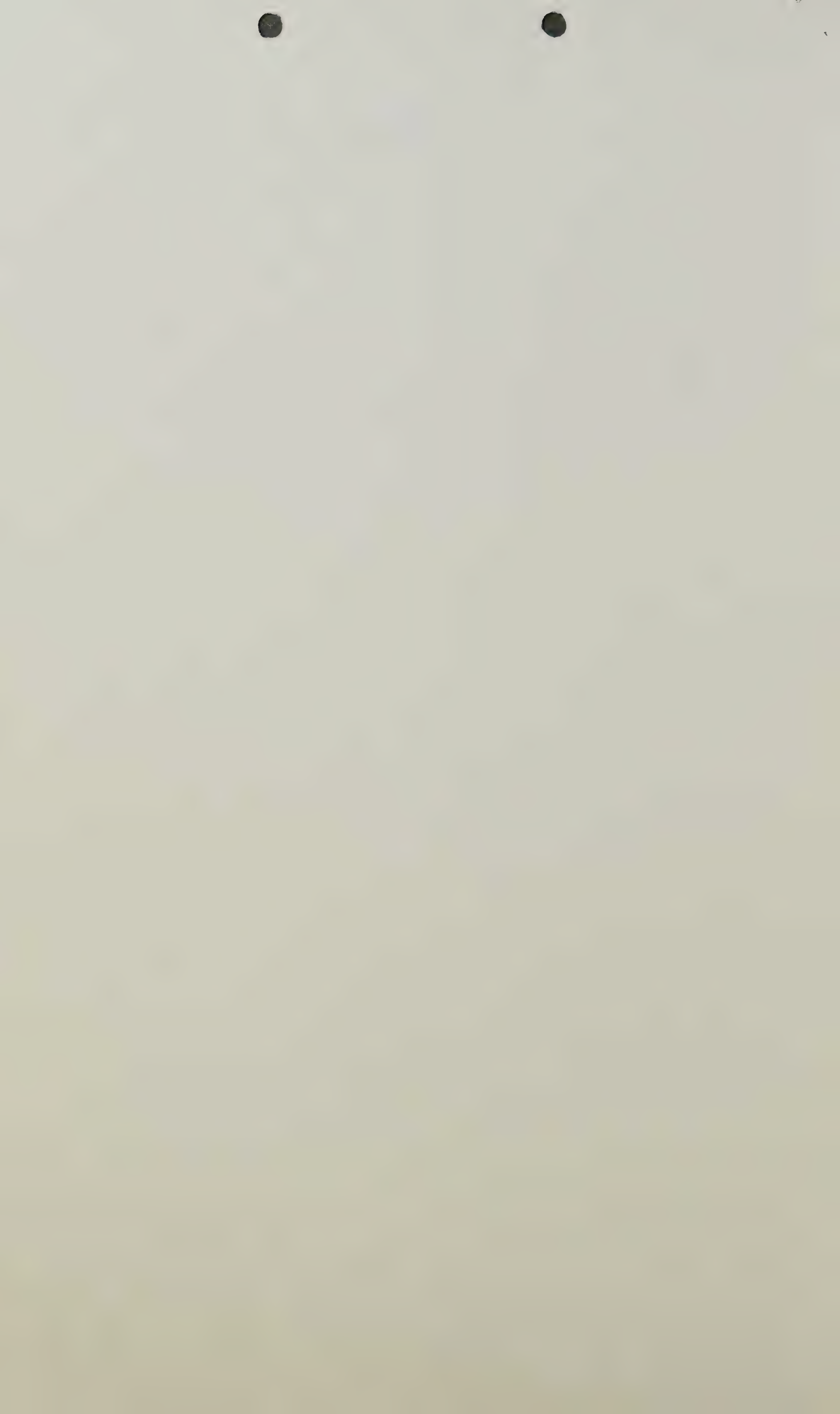
CERTIFIED A TRUE COPY.

CITY CLERK



SCHEDULE "A"

Part of Parcel 9-1, Section Bar-7
being part of Lot 10, Concession 7
geographic township of Barton
designated as Part 1, Plan 62R-8968
City of Hamilton
Regional Municipality of Hamilton-Wentworth
Land Titles Division of Wentworth (No. 62)



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 88 - 098

To Authorize:

1. The construction of local improvements of an independent concrete sidewalk on the west side of Acadia Drive as described in Schedule "A";
2. The special assessment to pay a portion of the cost upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Regional Engineering.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 2 of the 13th Report of the Executive Committee on June 23, 1987;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did, on the 5th day of February, 1988, issue Order No. E 871330 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of an independent concrete sidewalk on the west side of Acadian Drive; and,
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$5,700.00 for this purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$5,700.00.
2. The share or portion of the estimated cost of the works in the amount of \$5,072.00 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. Pending payment of the share or portion or the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$5,700.00; and,
 - (b) repayable over a term not exceeding fifteen (15) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Regional Engineering is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

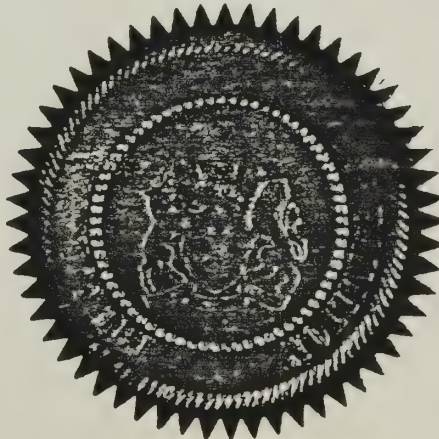
PASSED this 26th day of April, A.D. 1988.

Deputy

City Clerk

(1987) 13 R.E.C. 2, June 23

Mayor



CERTIFIED A TRUE COPY

[Signature]
CITY CLERK



SCHEDULE "A"

The Construction of an INDEPENDENT CONCRETE SIDEWALK on the west side of Acadia Drive from approximately 56 metres south of Butler Drive to approximately 68 metres southerly at the costs not exceeding those set out below:

City's Share	\$ 628.00
Owners' Share	<u>5,072.00</u>
Total Estimated Cost	<u><u>\$5,700.00</u></u>

Estimated Cost per metre frontage	\$64.00
Fifteen (15) annual instalments	

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 88 - 099

To Authorize:

1. The construction of local improvements of a concrete alley in the block bounded by Main Street, Kenilworth Avenue, Dunsmure Road and Crosthwaite Avenue as described in Schedule "A";
2. The special assessment to pay a portion of the cost upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Regional Engineering.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 7 of the 17th Report of the Executive Committee on September 29, 1987;

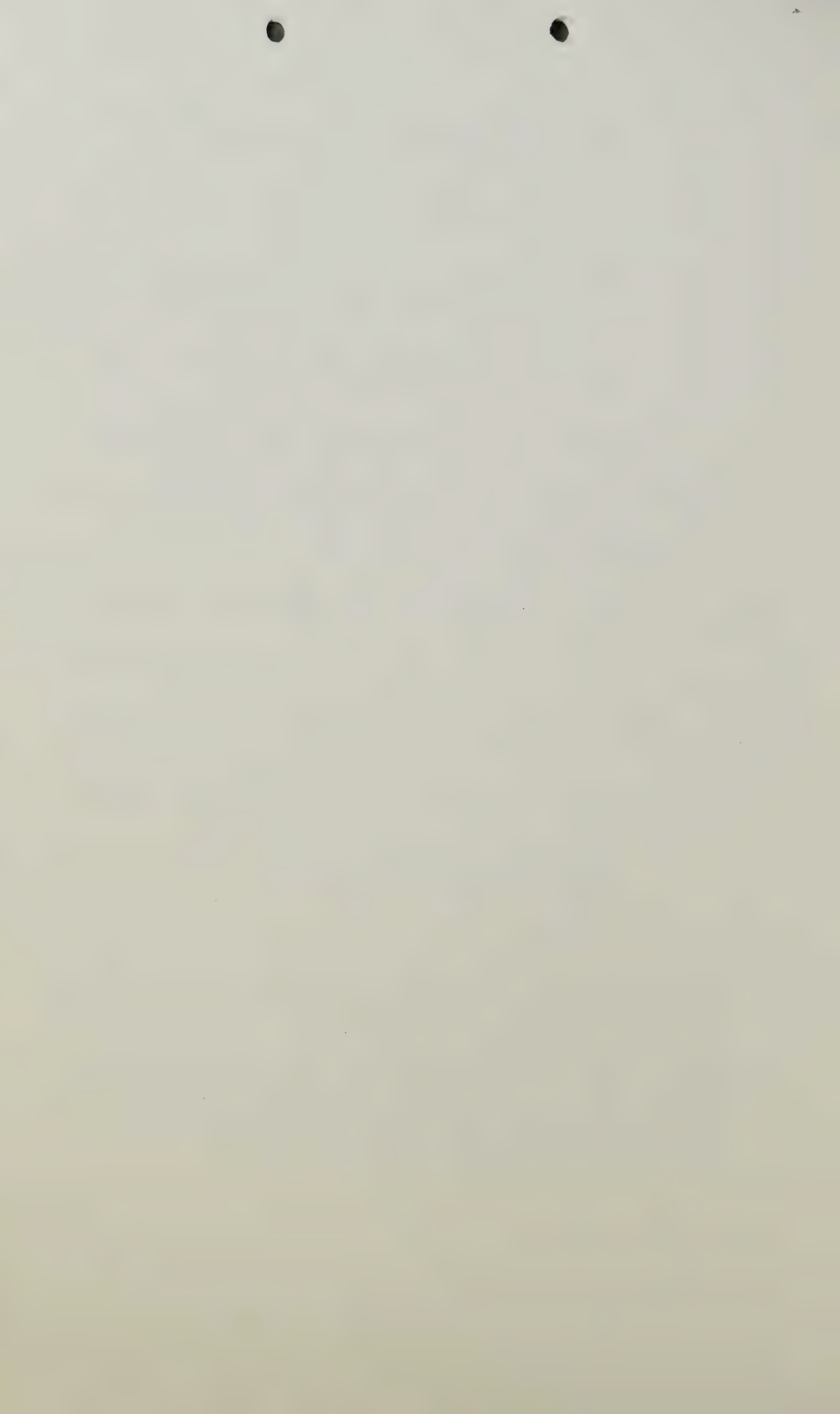
AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did, on the 5th day of February, 1988, issue Order No. E 871423 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of a concrete alley in the block bounded by Main Street, Kenilworth Avenue, Dunsmure Road and Crosthwaite Avenue; and,
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$85,000.00 for this purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$85,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$25,267.20 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.



3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$85,000.00; and,
 - (b) repayable over a term not exceeding fifteen (15) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Regional Engineering is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 26th day of April, A.D. 1988.

Deputy

City Clerk

(1987) 17 R.E.C. 7, September 29

[Signature]

Mayor



CERTIFIED A TRUE COPY

[Signature]
CITY CLERK

1000

1000

SCHEDULE "A"

The Construction of a CONCRETE ALLEY in the block bounded by Main Street, Kenilworth Avenue, Dunsmure Road and Crosthwaite Avenue at the costs not exceeding those set out below:

City's Share	\$59,732.90
Owners' Share	<u>25,267.20</u>
Total Estimated Cost	<u>\$85,000.00</u>

Estimated Cost per metre frontage \$70.00

Fifteen (15) annual instalments

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 88 - 100

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act of a concrete alley in the block bounded by Hughson Street, Murray Street, John Street and Barton Street as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Regional Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 6 of the 17th Report of the Executive Committee on September 29, 1987;

AND WHEREAS it is expedient to proceed without petition to undertake, as local improvements, the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

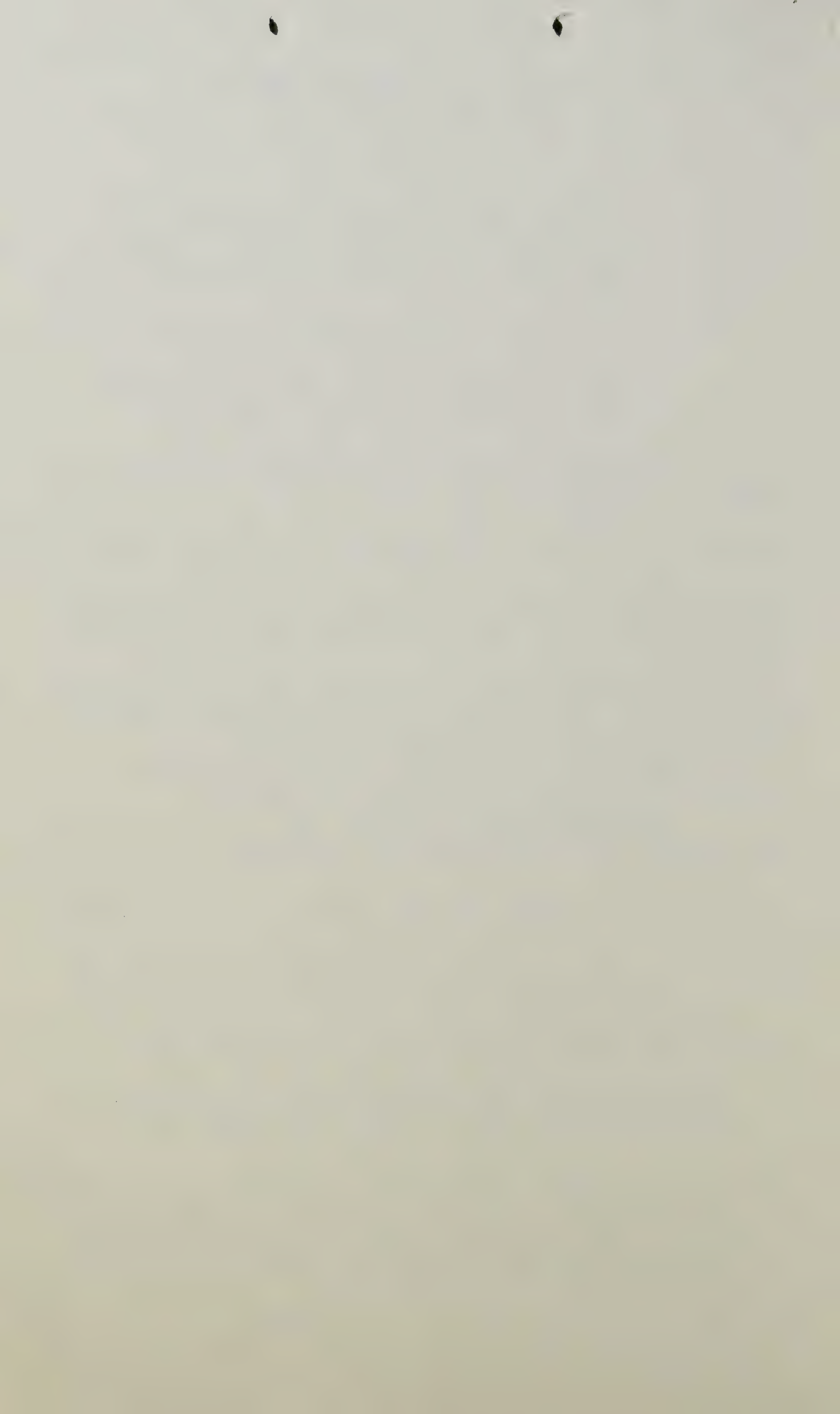
AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did, on the 5th day of February, 1988, issue Order No. E 871462, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at a total estimated cost of \$35,000.00; and,
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$35,000.00.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$35,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$7,955.50 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.



3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$35,000.00; and,
 - (b) repayable over a term not exceeding fifteen (15) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Regional Engineering is hereby authorized to:
 - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 26th day of April A.D. 1988.

[Signature]
Deputy City Clerk

(1987) 17 R.E.C. 6, September 29

[Signature]
Mayor



CERTIFIED A TRUE COPY

[Signature]
CITY CLERK

THE
LIBRARY
OF THE
MUSEUM
OF
ART AND
ARCHAEOLOGY
OF THE
UNIVERSITY OF
CAMBRIDGE
100 Brook Hill Drive
Cambridge, MA 02139
U.S.A.

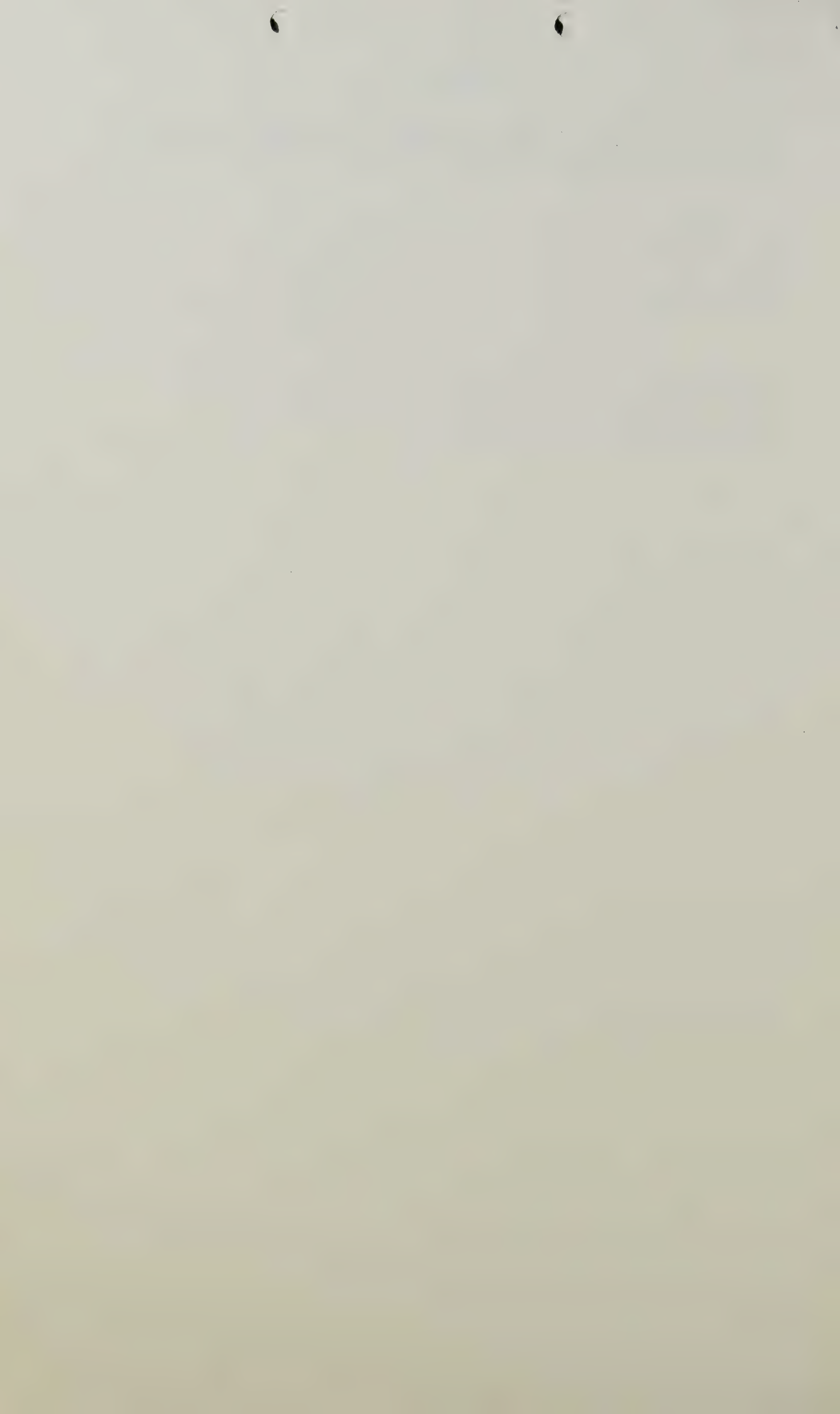
SCHEDULE "A"

The Construction of a CONCRETE ALLEY in the block bounded by
Hughson Street, Murray Street, John Street and Barton Street at
the costs not exceeding those set out below:

City's Share	\$27,044.50
Owners' Share	<u>7,955.50</u>
Total Estimated Cost	<u>\$35,000.00</u>

Estimated Cost per metre frontage \$70.00

Fifteen (15) annual instalments



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 88 - 101

TO EXTEND RAMSDEN DRIVE
BY INCORPORATING THEREIN
BLOCK 202, PLAN 62M-442

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway;

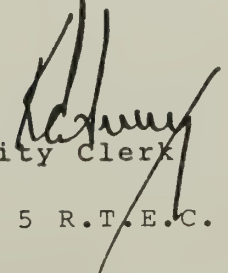
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Ramsden Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

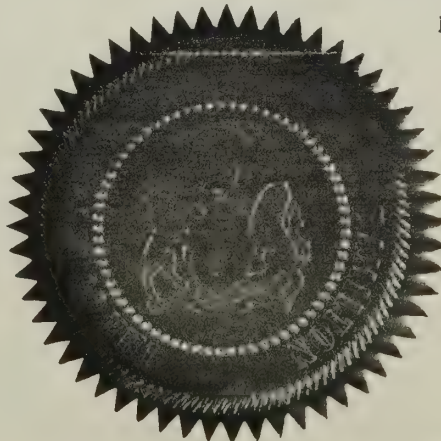
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Ramsden Drive.
2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of April A.D. 1988.

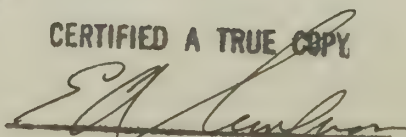

Deputy City Clerk

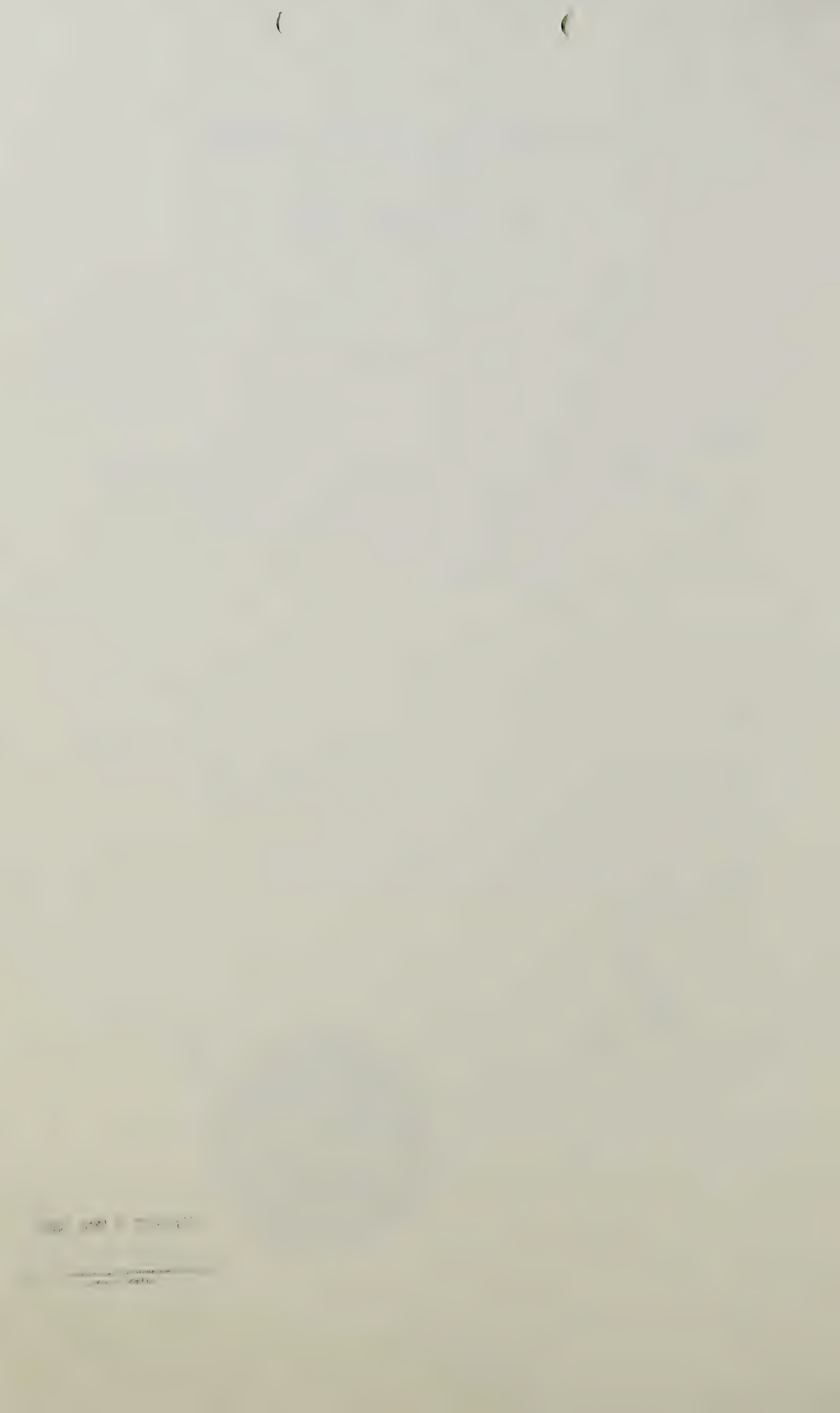
(1988) 5 R.T.E.C. 13, March 8


Mayor



CERTIFIED A TRUE COPY


CITY CLERK



SCHEDULE "A"

Part of Parcel Block 196-1, Section 62M-442

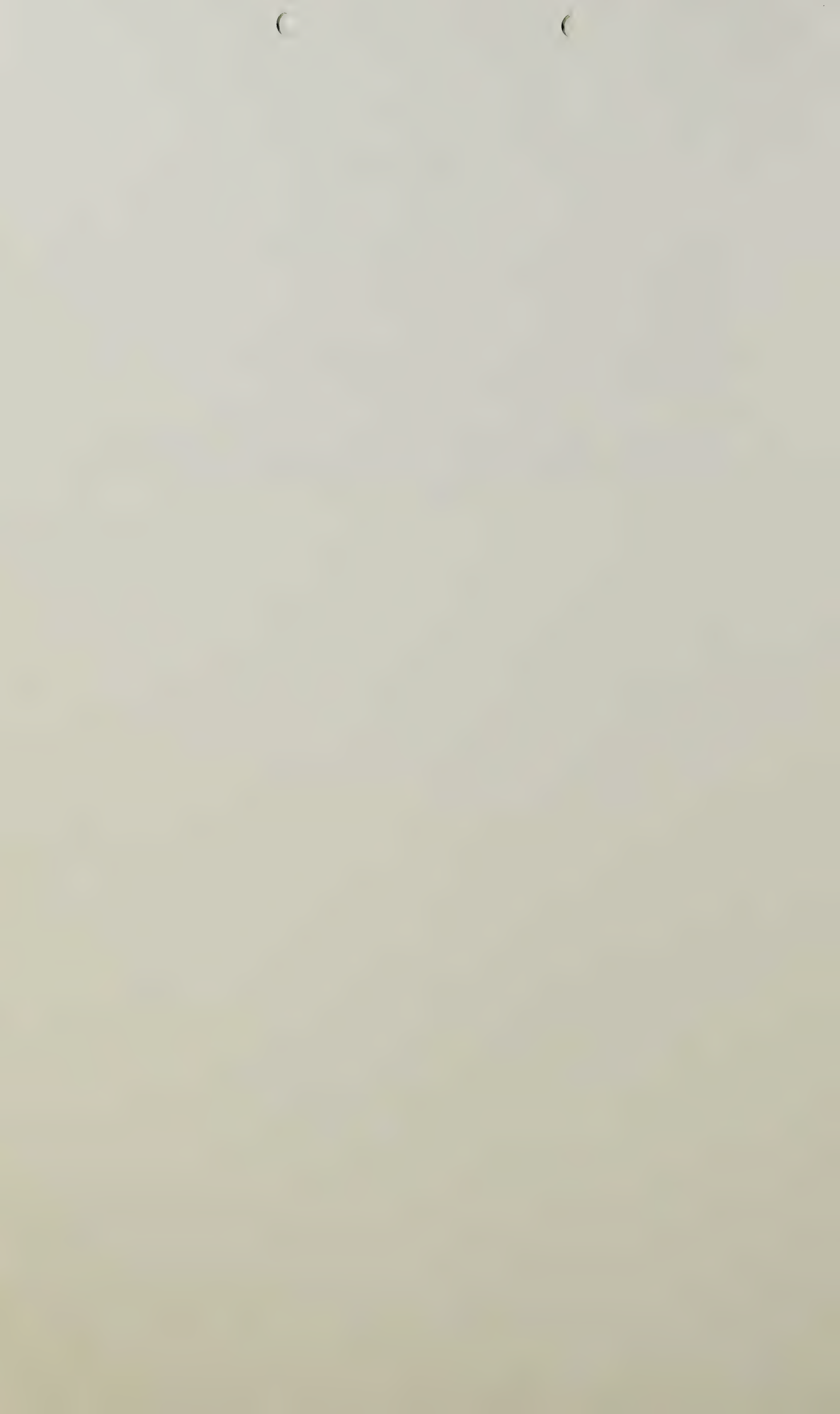
Being all of Block 202, Plan 62M-442

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Land Titles Division of Wentworth (No. 62)

The above described parcel shown in heavy outline on
Regional Municipality of Hamilton-Wentworth Plan
No. RA-H-407 Surveys attached hereto.



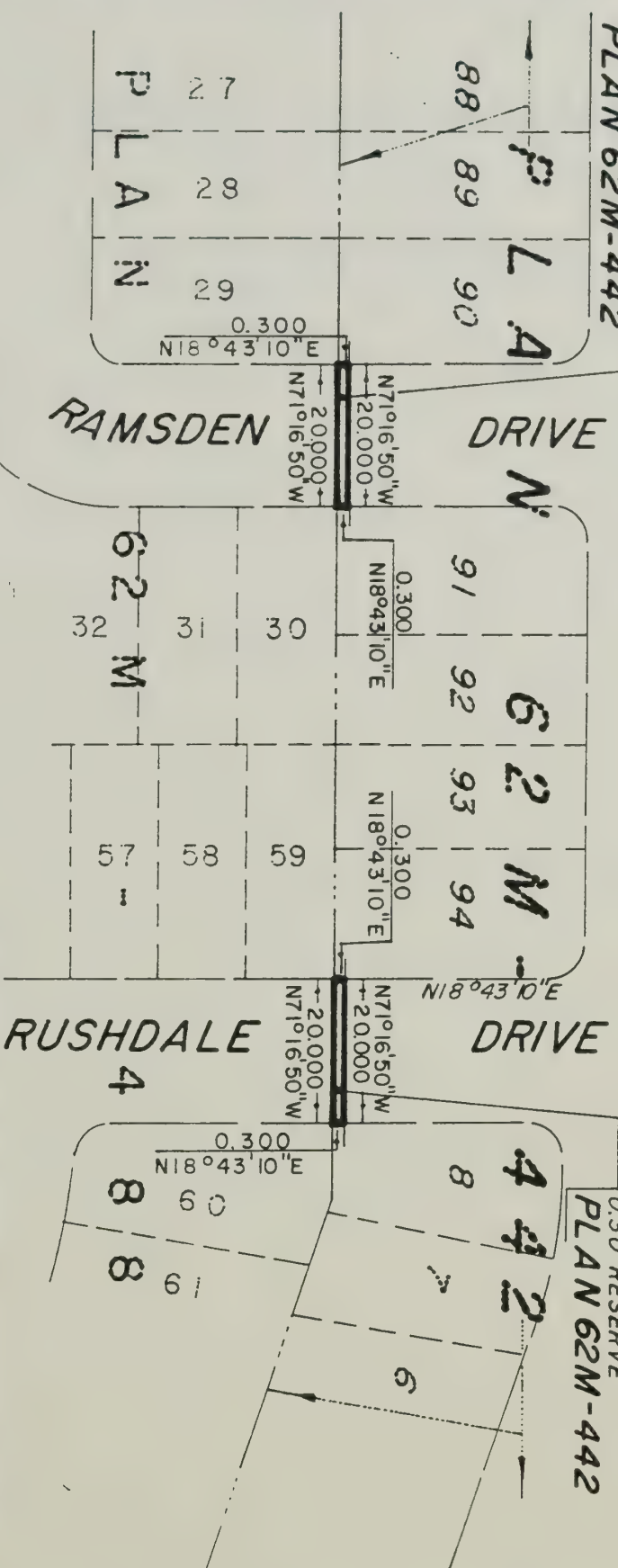
METRIC DISTANCES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

ROWNTREE

DRIVE

BLOCK 202 0.30 RESERVE
PLAN 62M-442

BLOCK 201 0.30 RESERVE
PLAN 62M-442



SKETCH TO ILLUSTRATE DESCRIPTION
OF
BLOCKS 201 & 202
(0.30 RESERVE)
HIGH RIDGE ESTATES (PHASE ONE)
PLAN 62M - 442
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH
SCALE = 1:1000
10m 0 10 20 50m
M. A. CHIDLEY, O.L.S.
1988.



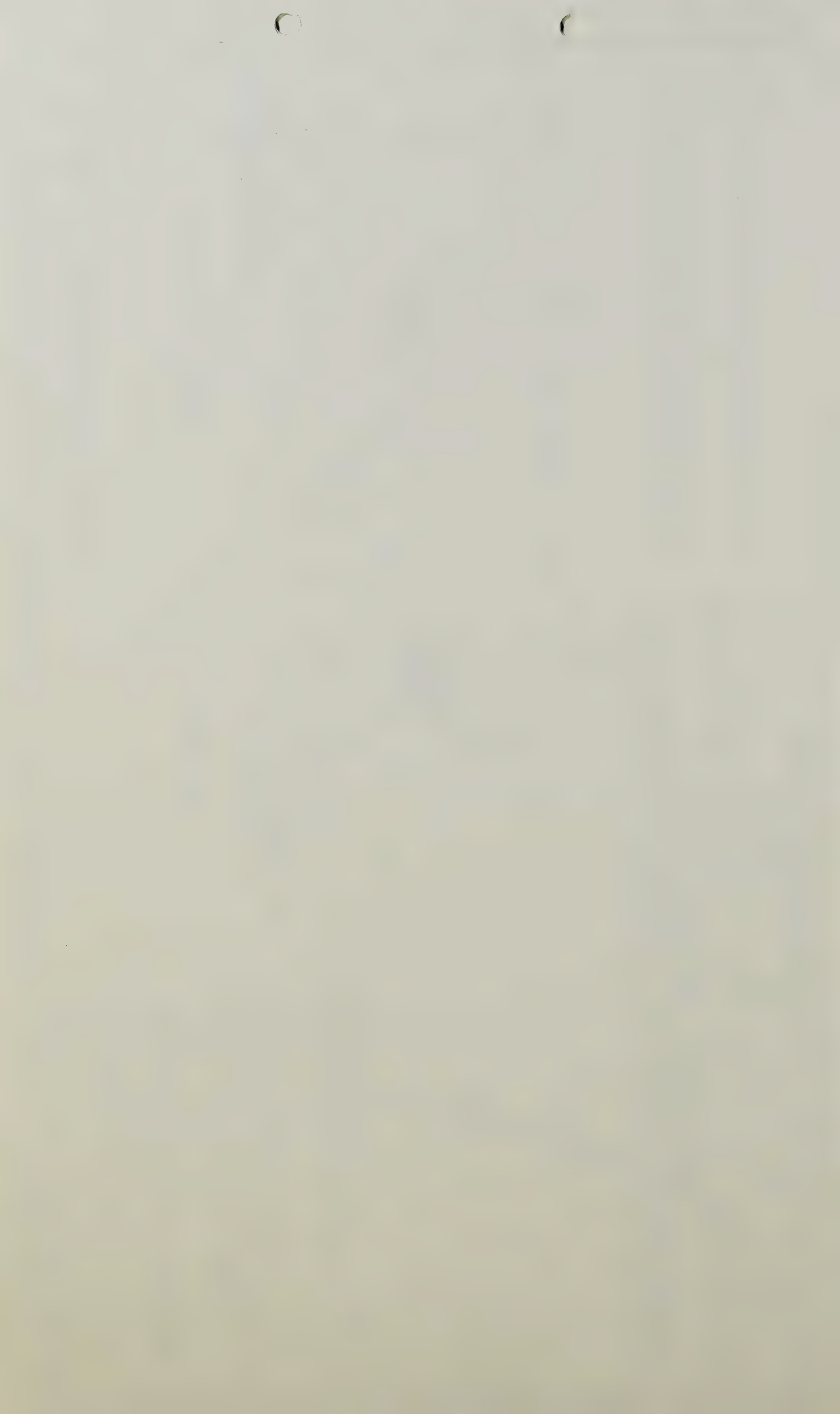
BEARINGS HEREON ARE ASTRONOMIC AND ARE REFERRED TO THE WESTERLY LIMIT OF RUSHDALE DRIVE ON A COURSE OF N18°43'10"E AS SHOWN ON PLAN 62M-442.

THIS IS NOT A PLAN OF SURVEY O. REG. 564/80 S.21 PART.

THE REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH
DEPARTMENT OF ENGINEERING

SURVEY BY	COMP.	FIELD BOOK	FILE NO.	DATE
DRAWN BY	I. H.	REF. DWG.		FEBRUARY 1988.
				CHECKED BY H.S.

APPROVED
COMMISSIONER OF ENGINEERING
REGIONAL SURVEYOR M. A. Chidley O.L.S.
PLAN NO. RA-H-407 SURVEYS



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 88 - 102

TO EXTEND RUSHDALE DRIVE
BY INCORPORATING THEREIN
BLOCK 201, PLAN 62M-442

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Rushdale Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

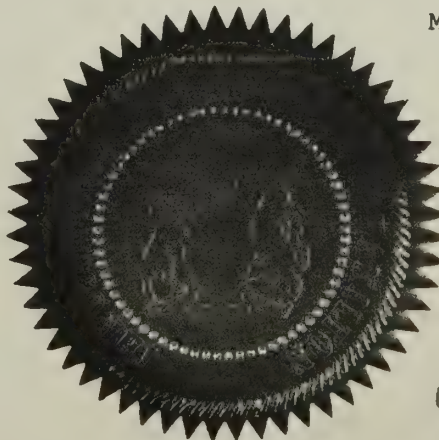
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Rushdale Drive.
2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of April A.D. 1988.

[Signature]
Deputy City Clerk

(1988) 5 R.T.E.C. 13, March 8

[Signature]
Mayor



CERTIFIED A TRUE COPY

[Signature]
CITY CLERK



1. 2. 3. 4. 5.

1. 2. 3. 4. 5.

1. 2. 3. 4. 5.

SCHEDULE "A"

Part of Parcel Block 196-1, Section 62M-442

Being all of Block 201, Plan 62M-442

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Land Titles Division of Wentworth (No. 62)

The above described parcel shown in heavy outline on
Regional Municipality of Hamilton-Wentworth Plan
No. RA-H-407 Surveys attached hereto.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 88 - 103

TO EXTEND GREENSHIRE DRIVE
BY INCORPORATING THEREIN
BLOCK 26, PLAN 62M-450

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Greenshire Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

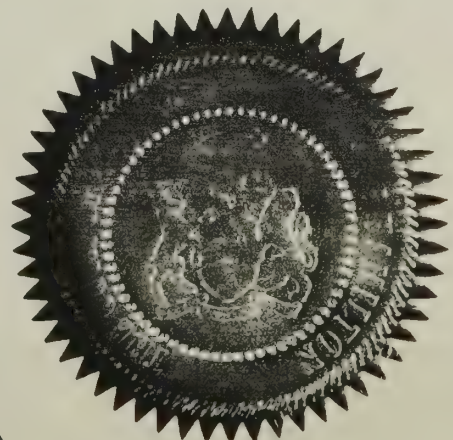
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Greenshire Drive.
2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

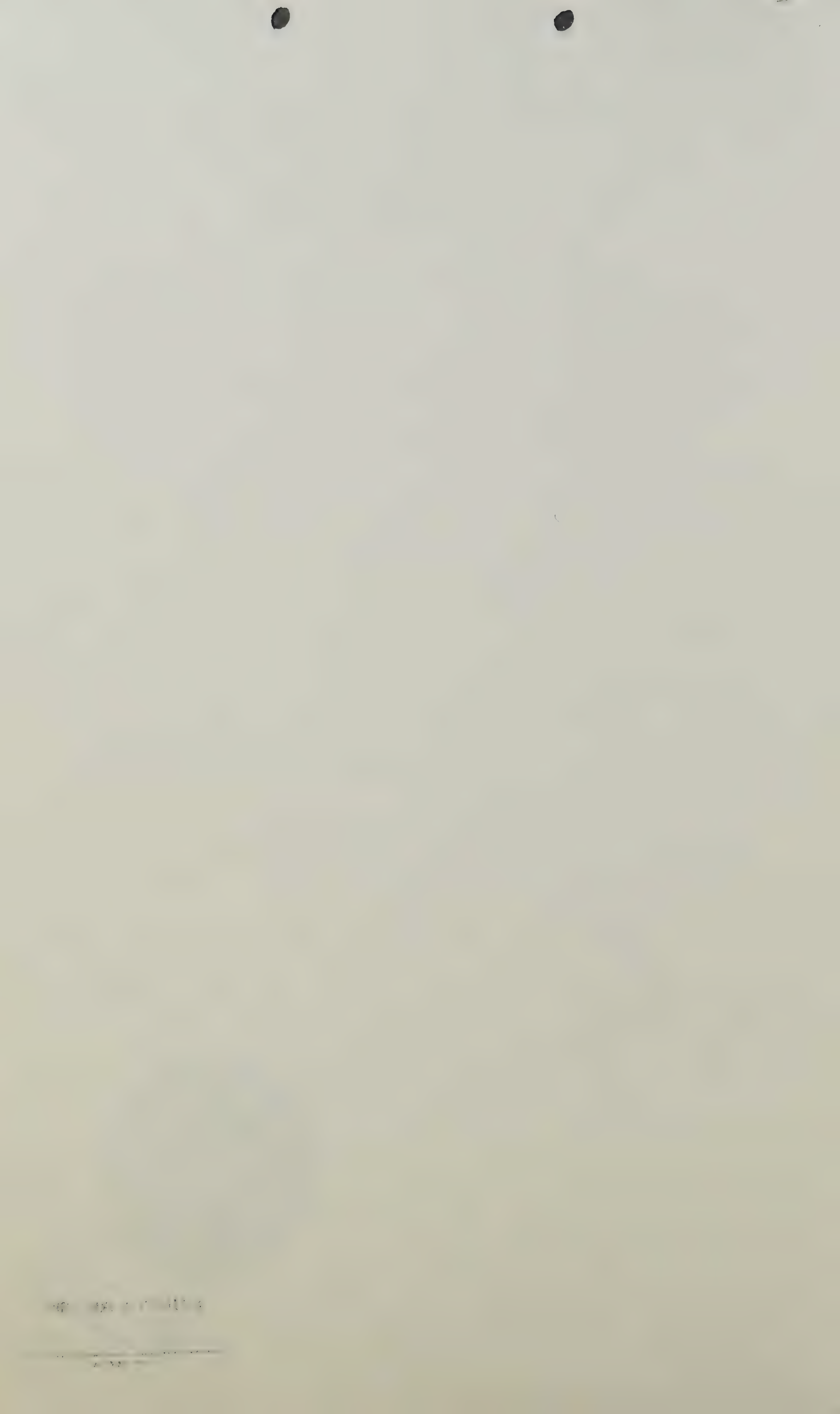
PASSED this 26th day of April A.D. 1988.

[Signature]
Deputy City Clerk

[Signature]
Mayor

(1988) 4 R.T.E.C. 13, February 23





SCHEDULE "A"

Part of Parcel Block 25-1, Section 62M-450

Being all of Block 26, Plan 62M-450

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Land Titles Division of Wentworth (No. 62)

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 88 - 104

TO EXTEND GLENHAVEN DRIVE
BY INCORPORATING THEREIN
BLOCK 43, PLAN 62M-429

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Glenhaven Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Glenhaven Drive.
2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of April A.D. 1988.

[Signature]
Deputy City Clerk

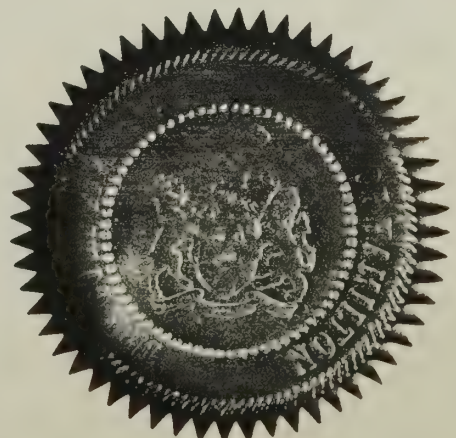
[Signature]
Mayor

(1988) 4 R.T.E.C. 13, February 23

CERTIFIED A TRUE COPY.

[Signature]
CITY CLERK

22



LE 100 A 100100

100100

SCHEDULE "A"

Parcel Reserve-1, Section 62M-429

All of Block 43, Plan 62M-429

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Land Titles Division of Wentworth (No. 62)

The Corporation of the City of Hamilton

BY-LAW NO. 88- 107

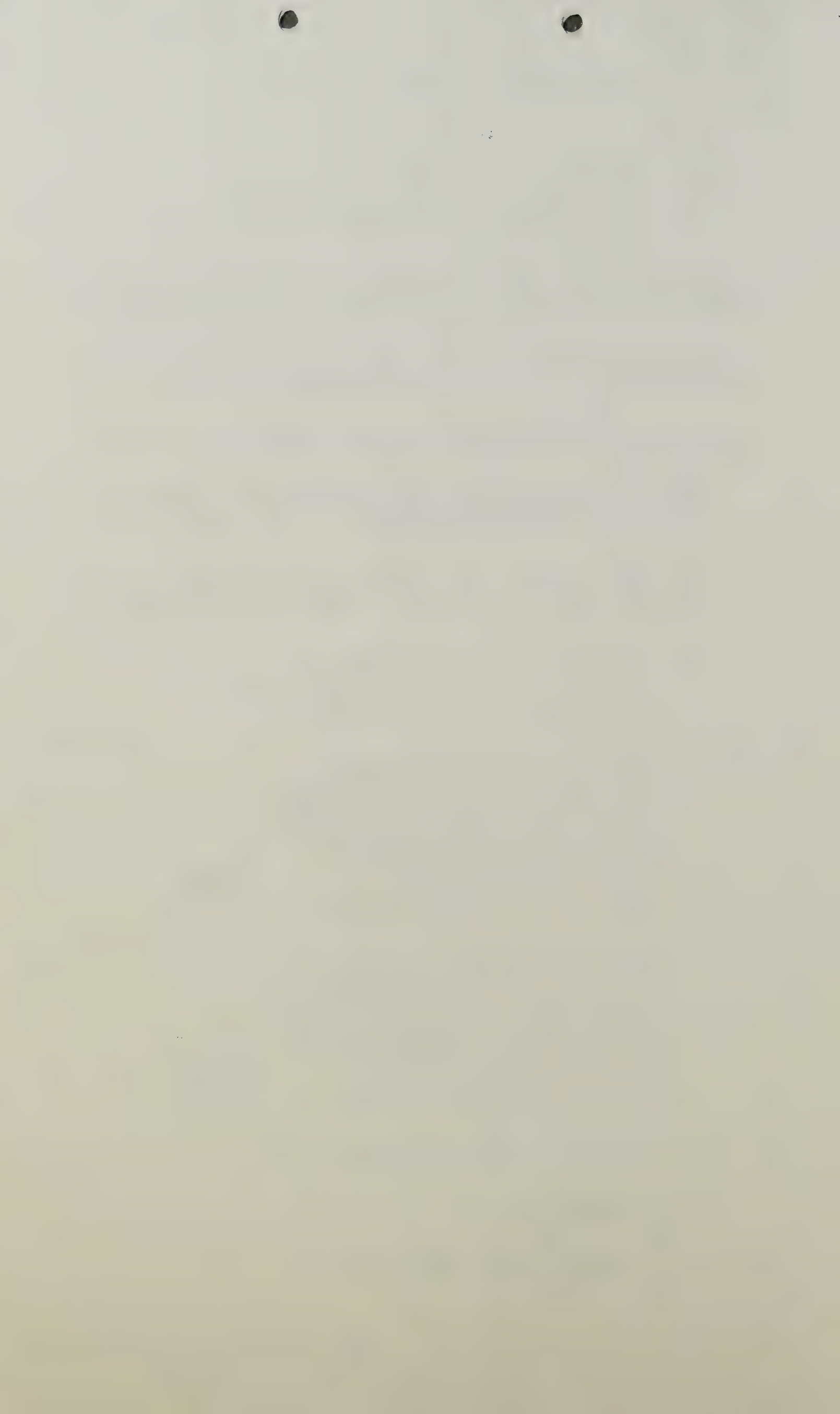
To Levy the Special Charge for 1988 for the Improvement Area in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-law 82-151

WHEREAS, pursuant to Section 217(10) of The Municipal Act, R.S.O. 1980, Chapter 302, the Board of Management for the Improvement Area has submitted Estimates for the year 1988;

AND WHEREAS a Special Charge is to be levied to raise the sum equal to the total of the Estimates,

THEREFORE, the Council of the Corporation of the City of Hamilton enacts as follows:

1. The Estimates of the Board of Management for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street for 1988 in the amount of \$198,363. are hereby approved.
2. In order to raise the said \$198,363, there is hereby levied a mill rate of 25.4917 as a Special Charge on the persons in the Area assessed for business assessment, in accordance with By-law 82-152, as follows:
 - (1) The assessed value of all the real property in the Area used as the basis for computing business assessment, (known herein as "the Total Assessed Value") is \$ 8,681,033
 - (2) The assessed value of the real property that is used as the basis for computing the business assessment of City Parking Holdings Limited with respect to the hotel business known as "The Royal Connaught Hotel" at 82 King Street East is \$592,212
 This is reduced by two-thirds 394,810
 to produce the Reduced Assessed Value of that business: \$197,402
 - (3) The assessed value of the real property that is used as the basis for computing the business assessment of Commonwealth Holiday Inn of Canada Limited with respect to the hotel business known as "The Holiday Inn" at 150 King Street East is \$ 757,133
 This is reduced by two-thirds 504,758
 to produce the Reduced Assessed Value of that business: \$ 252,375
 - (4) "The Reduced Total Assessed Value" is \$ 7,781,465
 $\$ 8,681,033 - (394,810 + 504,758) :$
 - (5) The Mill Rate for the Special Charge is calculated by:
 - (a) dividing the approved estimates of the Board of Management, \$198,363.



(b) by the Reduced Total Assessed Value, \$7,781,465 and

(c) multiplying the result by 1,000: 25.4917

3. The portion of the Special Charge to be paid by the hotel business in sub-paragraph 2.(2) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
4. The portion of the Special Charge to be paid by the hotel business in sub-paragraph 2.(3) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
5. The portion of the Special Charge to be paid by each of the other persons in the Area assessed for business assessment shall be determined by multiplying the assessed value of the real property that is used as the basis for computing the business assessment of such person by the Mill Rate.

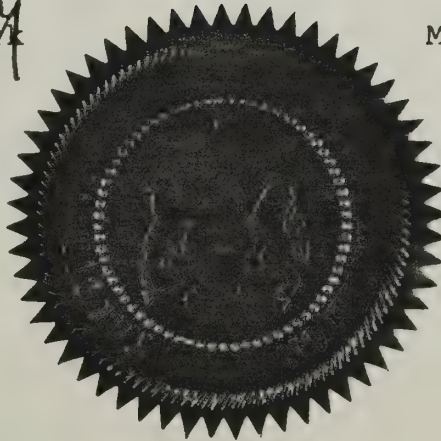
PASSED this 26th day of April

A.D. 1988

Deputy

City Clerk

Mayor



CERTIFIED A TRUE COPY

CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88 - 108

To Authorize:

The Levy of a Special Charge

In Respect of:

THE CONCESSION STREET BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS COVERING CONCESSION STREET
BETWEEN 18TH STREET AND EAST 25TH STREET

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the council may levy a special charge for the purposes of the Board of Management of an Improvement Area,

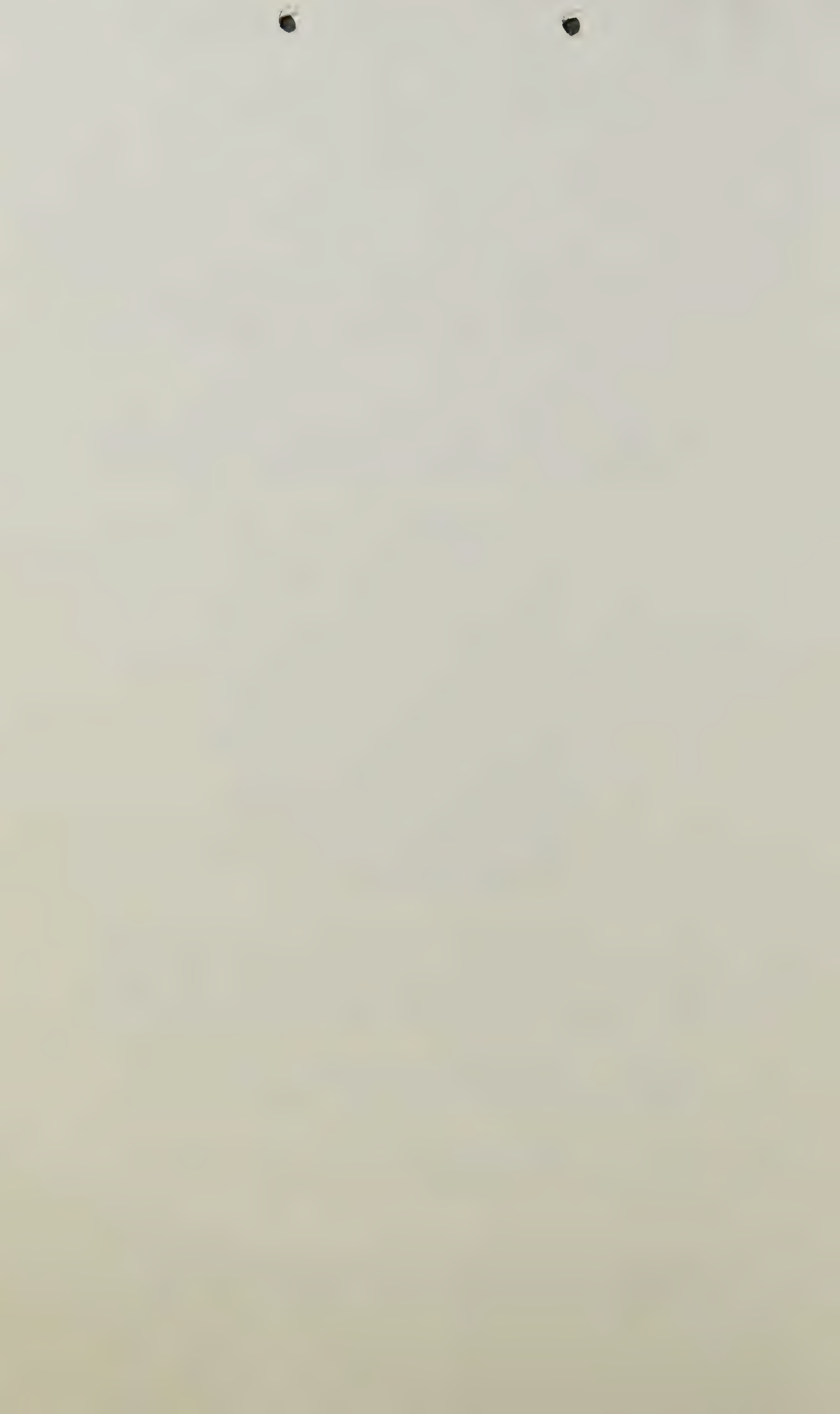
(17) Subject to such maximum and minimum charges as the council may specify by by-law, the council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting section 2 of the First Report of the Planning and Development Committee on January 12, 1988 approved the amount of \$16,400.00 for 1988, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 86-144.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.



2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$16,400.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 83-308 together with interest, if any.

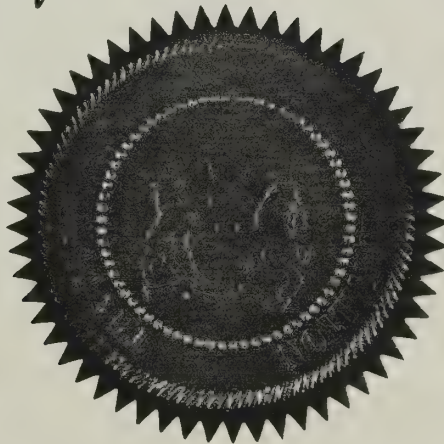
3. The special charge and interest shall be borne and paid by the persons referred to in section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 26th day of April A.D. 1988 .

Deputy

City Clerk

Mayor



CERTIFIED A TRUE COPY

CITY CLERK



SCHEDULE "A"

To By-law No. 88 - 108

- | | |
|---|--------------|
| 1. Total assessed value of all the real property
in the area used as the basis for computing
business assessment. | \$721,041.00 |
| 2. The Mill Rate for the special charge is calculated
by: | 22.7449 |
| a) dividing the approved estimates of the
Board of Management by | |
| b) the total assessed value and | |
| c) multiplying the result by 1,000 | |
| 3. Approved estimate for 1988 | \$ 16,400.00 |

The Corporation of the City of Hamilton

BY-LAW NO. 88 - 109

To Authorize:

The Levy of a Special Charge

In Respect of:

THE OTTAWA STREET NORTH BUSINESS IMPROVEMENT AREA

GENERALLY COVERING OTTAWA STREET NORTH BETWEEN MAIN STREET
EAST AND EXTENDING TO AN AREA NORTH OF BARTON STREET EAST

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the council may levy a special charge for the purposes of the Board of Management of an Improvement Area,

(17) Subject to such maximum and minimum charges as the council may specify by by-law, the council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting section 14 of the 3rd Report of the Planning and Development Committee on February 9, 1988 approved the amount of \$85,000.00 for 1988, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 86-99,

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$85,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 86-31 together with interest, if any.

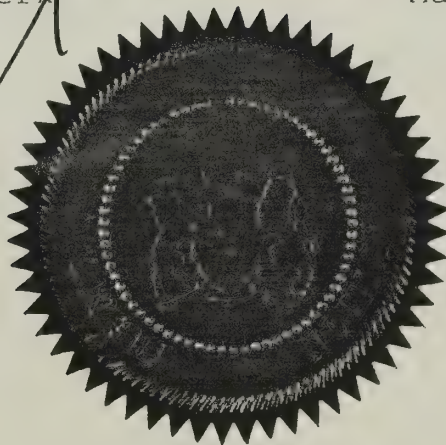
3. The special charge and interest shall be borne and paid by the persons referred to in section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 26th day of April A.D. 1988 .

Deputy

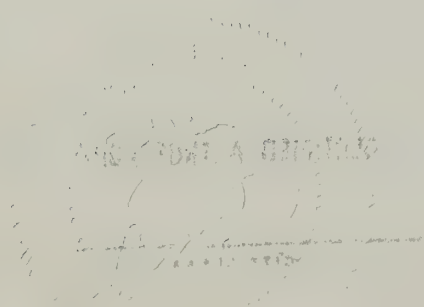
City Clerk

Mayor



CERTIFIED A TRUE COPY.

E. J. Simpson
CITY CLERK



SCHEDULE "A"

To By-law No. 88 - 109

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$1,572,804.00
2. The Mill Rate for the special charge is calculated by: 54.0436
 - a) dividing the approved estimates of the Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1988 \$ 85,000.00

10/10/10

The Corporation of the City of Hamilton

BY-LAW NO. 88 - 110

To Authorize:

The Levy of a Special Charge

In Respect of:

THE WESTDALE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING KING STREET WEST BETWEEN THE AREA OF THE INTERSECTION OF CLINE AVENUE AND KING STREET WEST AND EXTENDING TO AN AREA WEST OF NEWTON AVENUE AND STERLING STREET

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the council may levy a special charge for the purposes of the Board of Management of an Improvement Area,

(17) Subject to such maximum and minimum charges as the council may specify by by-law, the council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting section 4 of the First Report of the Planning and Development Committee on January 12, 1988 approved the amount of \$15,000.00 for 1988, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 86-98.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

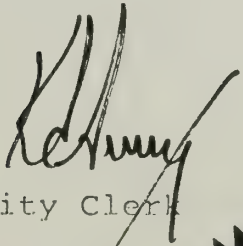
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

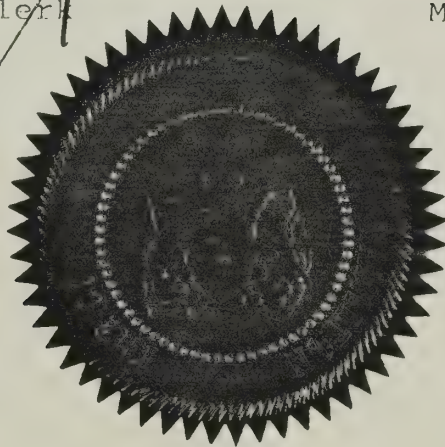
2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$15,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 86-30 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

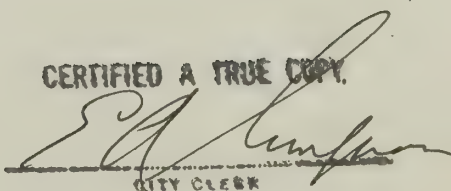
PASSED this 26th day of April A.D. 1988 .


Deputy City Clerk


Mayor



CERTIFIED A TRUE COPY.


CITY CLERK

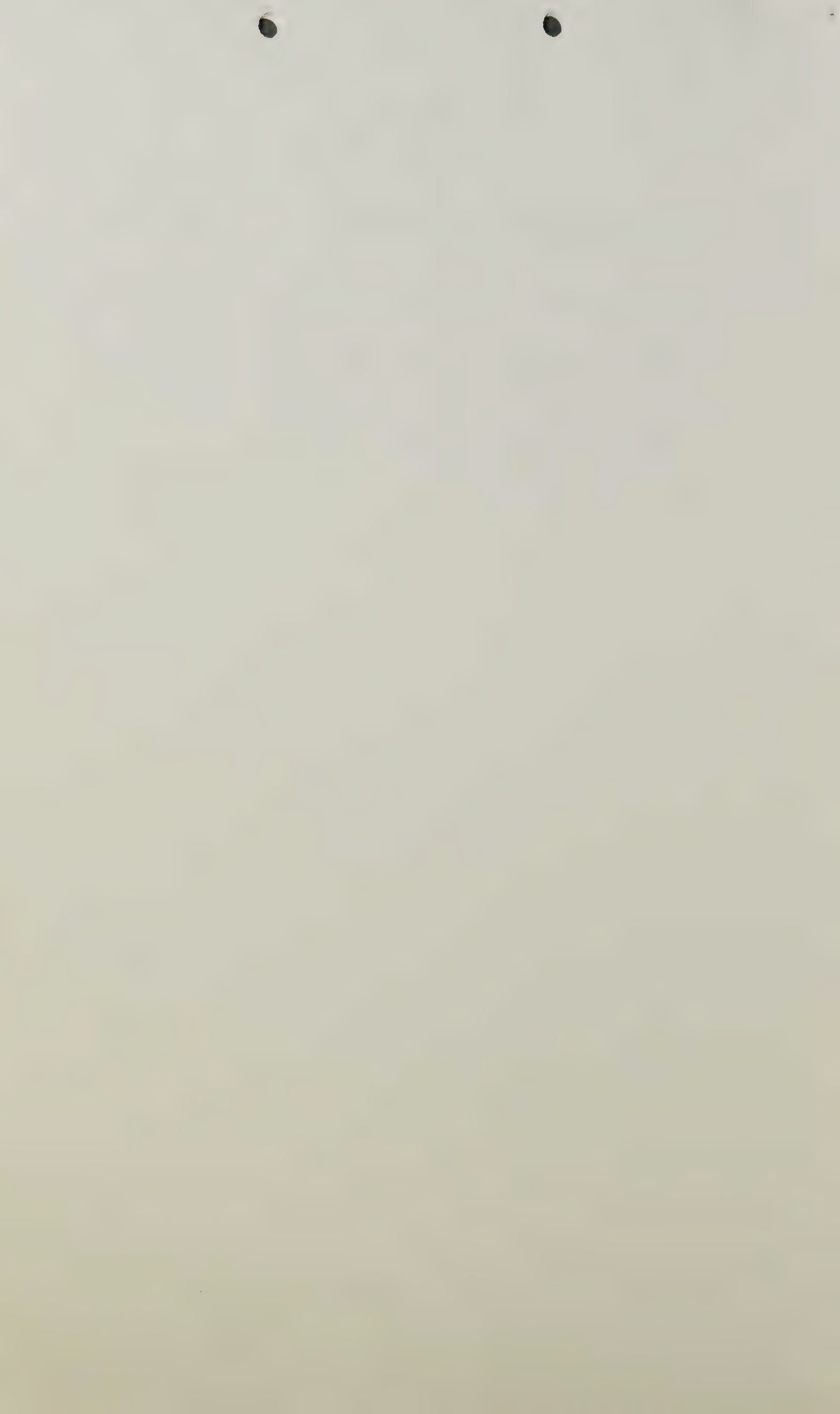


THE END OF THE WORLD
BY
J. R. R. TOLKIEN

SCHEDULE "A"

To By-law No. 88 - 110

- | | |
|---|--------------|
| 1. Total assessed value of all the real property in the area used as the basis for computing business assessment. | \$613,578.00 |
| 2. The Mill Rate for the special charge is calculated by: | 24.4468 |
| a) dividing the approved estimates of the Board of Management by | |
| b) the total assessed value and | |
| c) multiplying the result by 1,000 | |
| 3. Approved estimate for 1988 | \$ 15,000.00 |



The Corporation of the City of Hamilton

BY-LAW NO. 88 - 111

To Authorize:

The Levy of a Special Charge

In Respect of:

THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF KING STREET EAST BETWEEN MARY STREET
AND WELLINGTON STREET NORTH

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the council may levy a special charge for the purposes of the Board of Management of an Improvement Area,

(17) Subject to such maximum and minimum charges as the council may specify by by-law, the council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting section 12 of the 22nd Report of the Planning and Development Committee on Tuesday, November 24, 1987 approved the amount of \$70,000.00 for 1988, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 86-212.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$70,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 76-19 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

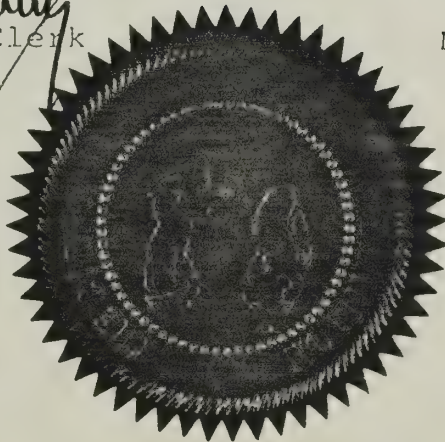
PASSED this 26th day of April

A.D. 1988 .

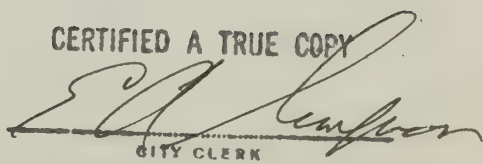
Deputy

City Clerk

Mayor



CERTIFIED A TRUE COPY


CITY CLERK

SCHEDULE "A"

To By-law No. 88 - 111

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$1,274,649.00
2. The Mill Rate for the special charge is calculated by: 54.9171
 - a) dividing the approved estimates of the Board of Management by
 - b) the total assessed value and
 - c) multiplying the result by 1,000
3. Approved estimate for 1988 \$ 70,000.00

The Corporation of the City of Hamilton

BY-LAW NO. 88 - 112

To Authorize:

The Levy of a Special Charge

In Respect of:

THE JAMESVILLE BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS ON THE EAST AND WEST
SIDES OF JAMES STREET NORTH BETWEEN THE RAILWAY TRACKS
ON THE NORTH AND KING WILLIAM STREET ON THE SOUTH

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the council may levy a special charge for the purposes of the Board of Management of an Improvement Area,

(17) Subject to such maximum and minimum charges as the council may specify by by-law, the council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting section 3 of the FIRST Report of the Planning and Development Committee on January 12, 1988 approved the amount of \$25,000.00 for 1988, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 86-74.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$25,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 85-198 together with interest, if any.

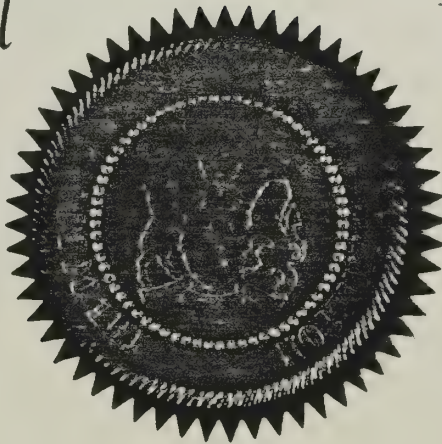
3. The special charge and interest shall be borne and paid by the persons referred to in section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 26th day of April A.D. 1988 .

Deputy

City Clerk

Mayor



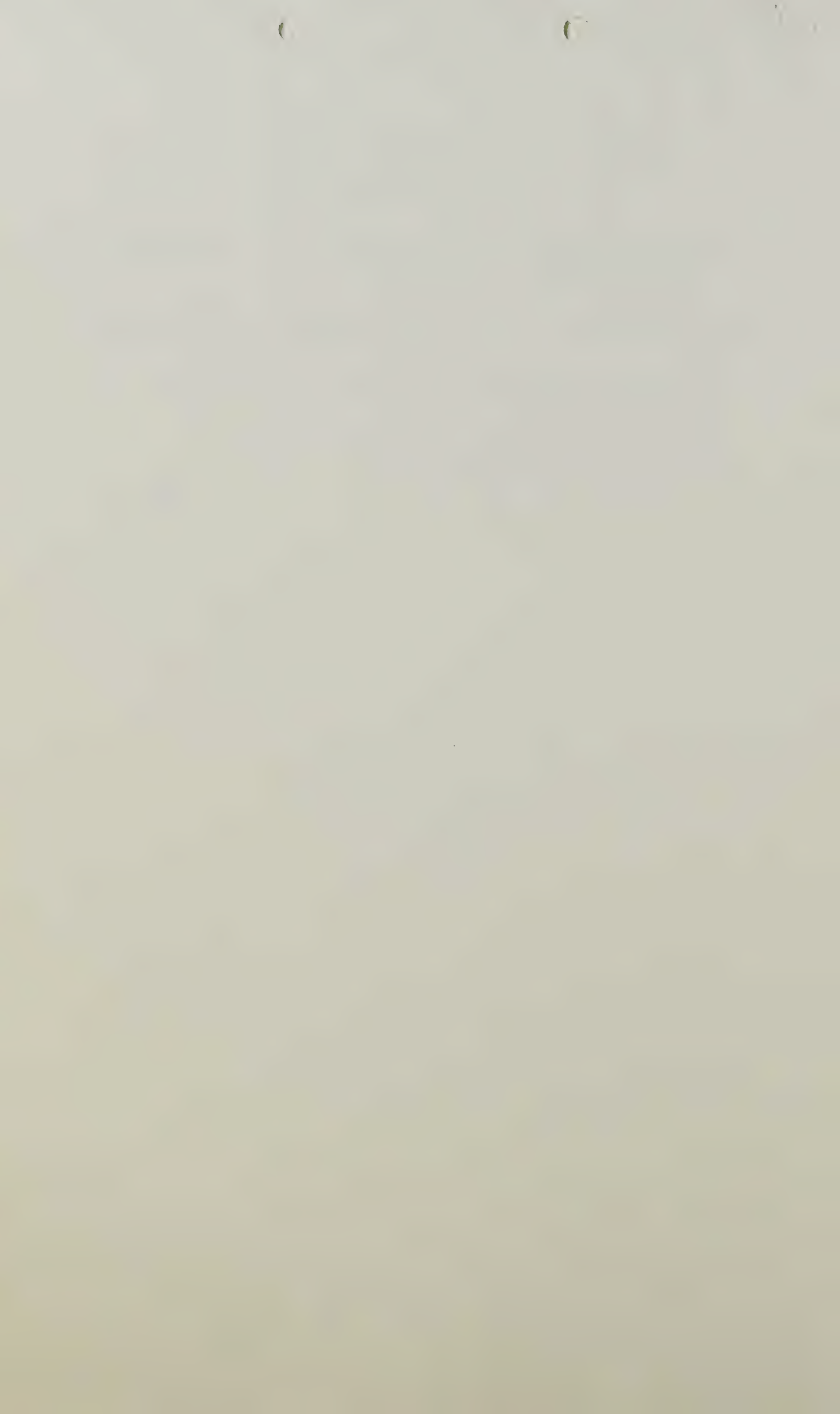
CERTIFIED A TRUE COPY

CITY CLERK

SCHEDULE "A"

To By-law No. 88 - 112

- | | |
|---|----------------|
| 1. Total assessed value of all the real property in the area used as the basis for computing business assessment. | \$1,351,763.00 |
| 2. The Mill Rate for the special charge is calculated by: | 18.4944 |
| a) dividing the approved estimates of the Board of Management by | |
| b) the total assessed value and | |
| c) multiplying the result by 1,000 | |
| 3. Approved estimate for 1988 | \$25,000.00 |



The Corporation of the City of Hamilton

BY-LAW NO. 88 - 113

To Authorize:

The Levy of a Special Charge

In Respect of:

BARTON STREET EAST #1 BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF BARTON STREET FROM THE WEST
SIDE OF WELLINGTON STREET TO THE EAST SIDE OF WENTWORTH STREET

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the council may levy a special charge for the purposes of the Board of Management of an Improvement Area,

(17) Subject to such maximum and minimum charges as the council may specify by by-law, the council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting section 17 of the 24th Report of the Planning and Development Committee on Tuesday, December 8, 1987 approved the amount of \$6,000.00 for 1988, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$6,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

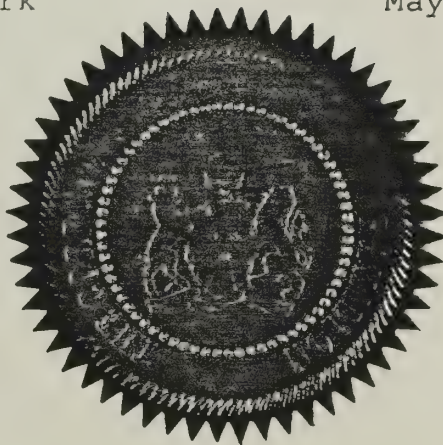
3. The special charge and interest shall be borne and paid by the persons referred to in section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this 26th day of April A.D. 1988 .

Deputy

City Clerk

Mayor



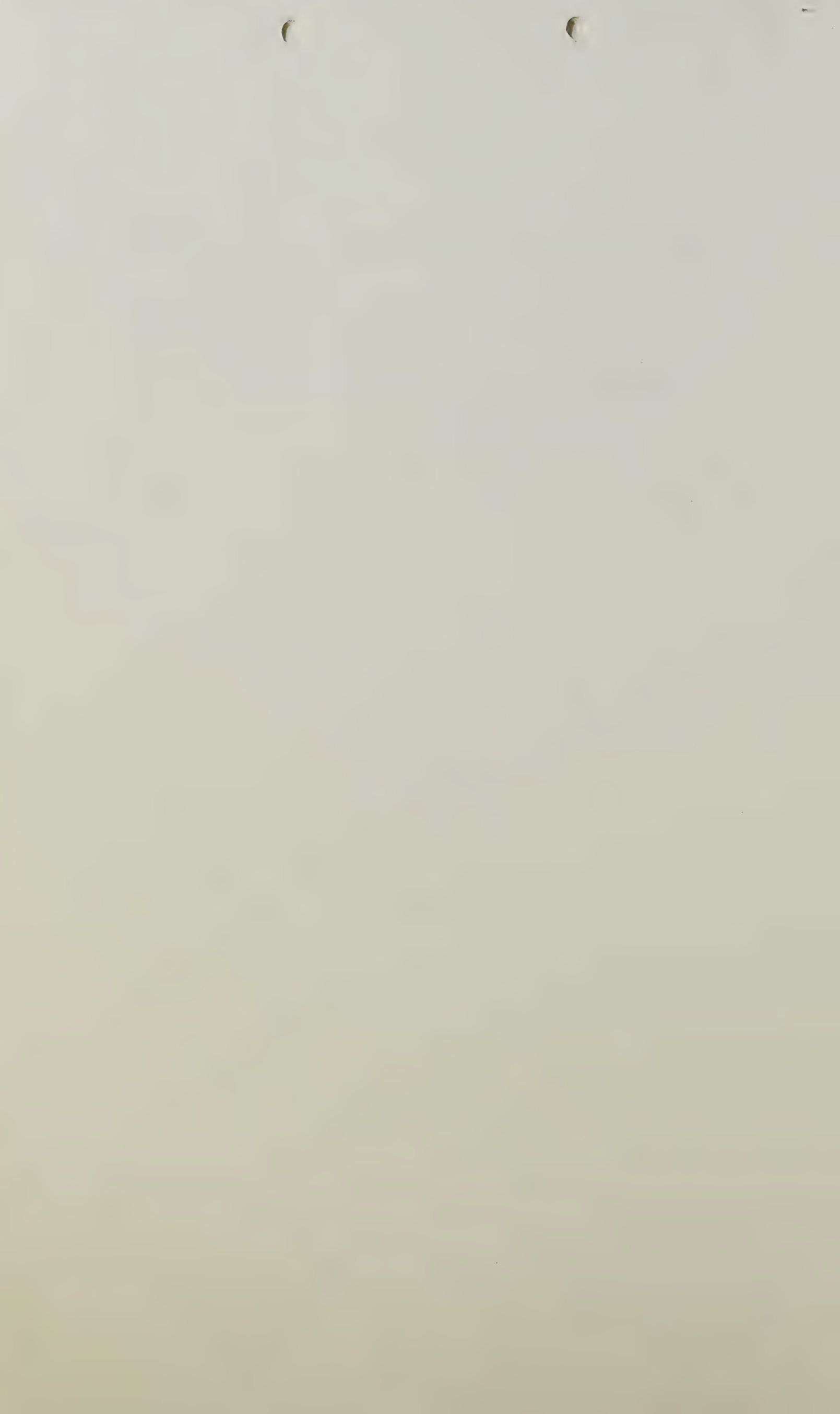
CERTIFIED A TRUE COPY

CITY CLERK

SCHEDULE "A"

To By-law No. 88 - 113

- | | |
|---|--------------|
| 1. Total assessed value of all the real property in the area used as the basis for computing business assessment. | \$409,488.00 |
| 2. The Mill Rate for the special charge is calculated by: | 14.6524 |
| a) dividing the approved estimates of the Board of Management by | |
| b) the total assessed value and | |
| c) multiplying the result by 1,000 | |
| 3. Approved estimate for 1988 | \$ 6,000.00 |



The Corporation of the City of Hamilton

BY-LAW NO. 88- 114

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 240 AND 244 QUIGLEY ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-97 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) district to "DE-2" (Multiple Dwellings) district, the land comprised in Block 1; and
- (b) by changing from "C" (Urban Protected Residential, etc.) district modified to "DE-2" (Multiple Dwellings) district, the land comprised in Block 2,

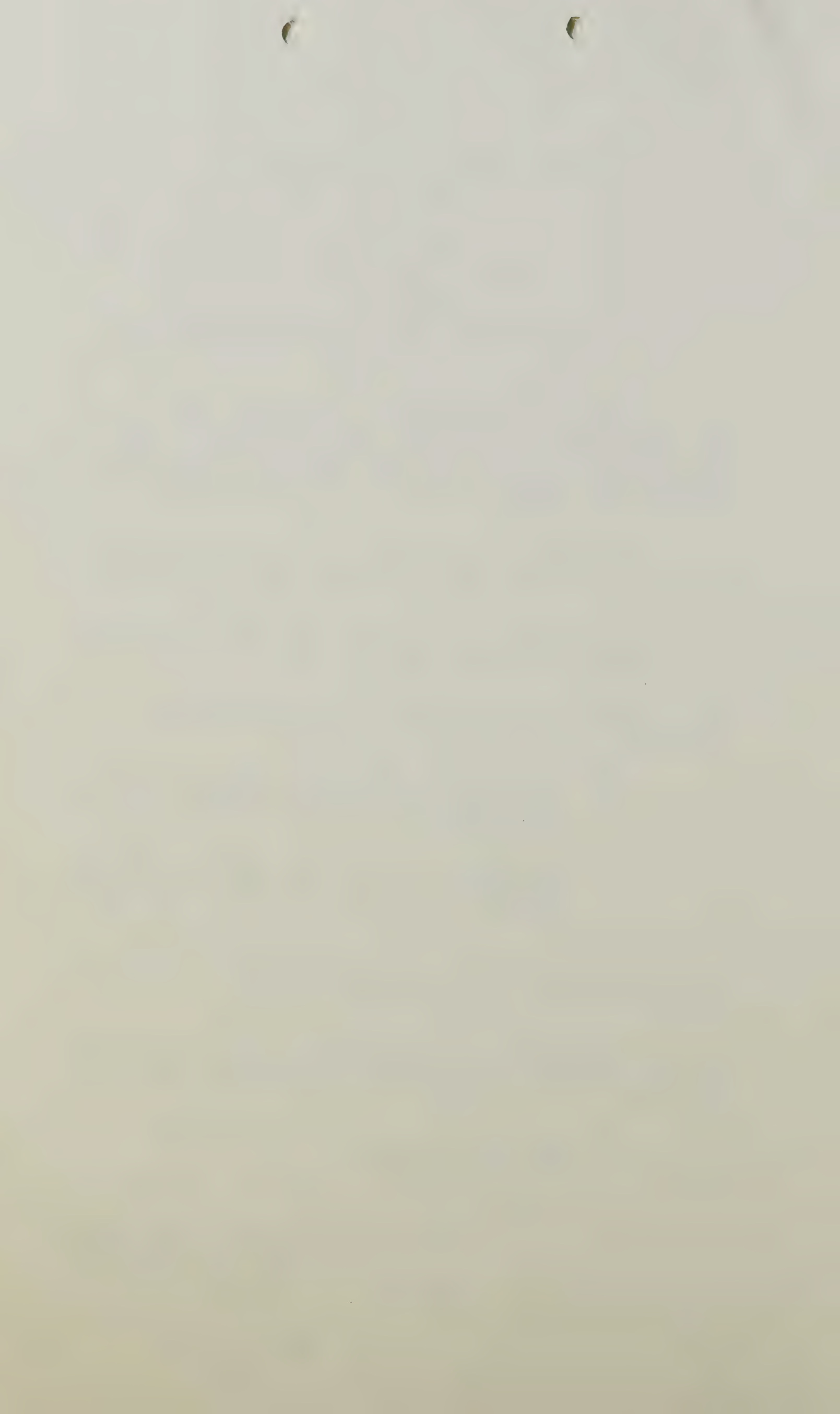
the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "DE-2" (Multiple Dwellings) district provisions applicable to the land referred to in section 2 are amended to the extent only of the special requirements that,

(a) notwithstanding subsection 10B(1) of By-law No. 6593, the following,

(i) COMMERCIAL USE shall not be prohibited:

- 1. A barbershop/hairstressing establishment located within the first storey of the residential building and accommodating not more than two employees;



(ii) ACCESSORY USE shall not be prohibited:

1. One business identification sign that is a window sign or a wall sign that complies with the following requirements:
 - A. the total aggregate area of the sign shall not exceed 0.2 m²;
 - B. the sign shall be attached to and flush with a wall or on a window of the building, to the extent practicable; and
 - C. the sign shall not be illuminated except by internal, non-flashing lighting.
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-2" district provisions, subject to the special requirements referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule "S-884a".
5. Sheet No. E-97 of the District Maps is amended by marking the land referred to in section 1 of his by-law, "S-884a".
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 26th day of April

A.D. 1988.

Deputy

City Clerk

Mayor

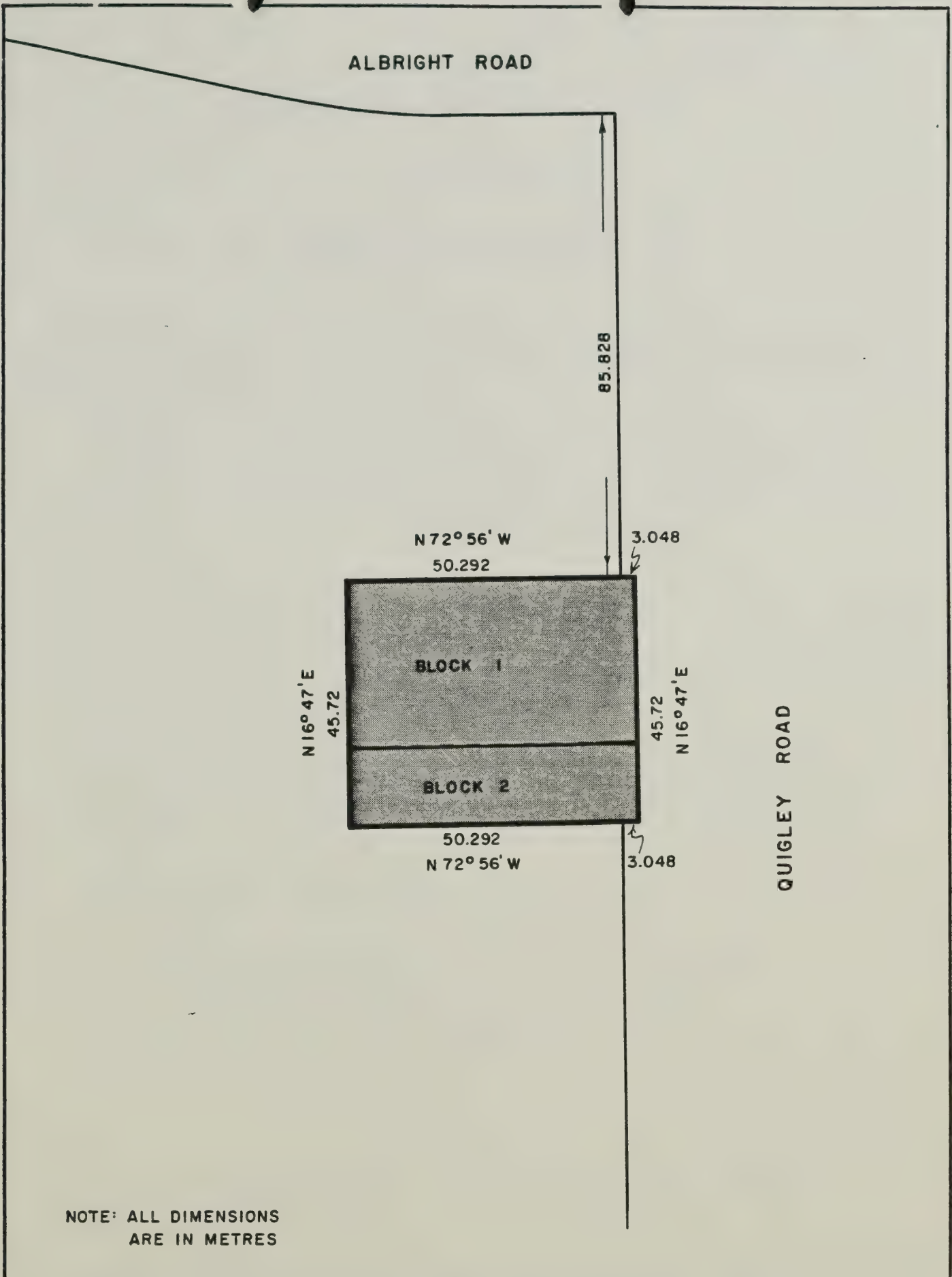
(1988) 5 R.P.D.C. 15, March 8
 Emilio Ianiri, Owner and
 Prospective Owner
 ZA-87-135

CERTIFIED A TRUE COPY

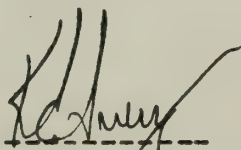
CITY CLERK

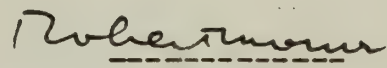
47





THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 114
PASSED THE 26th DAY OF April, 1988

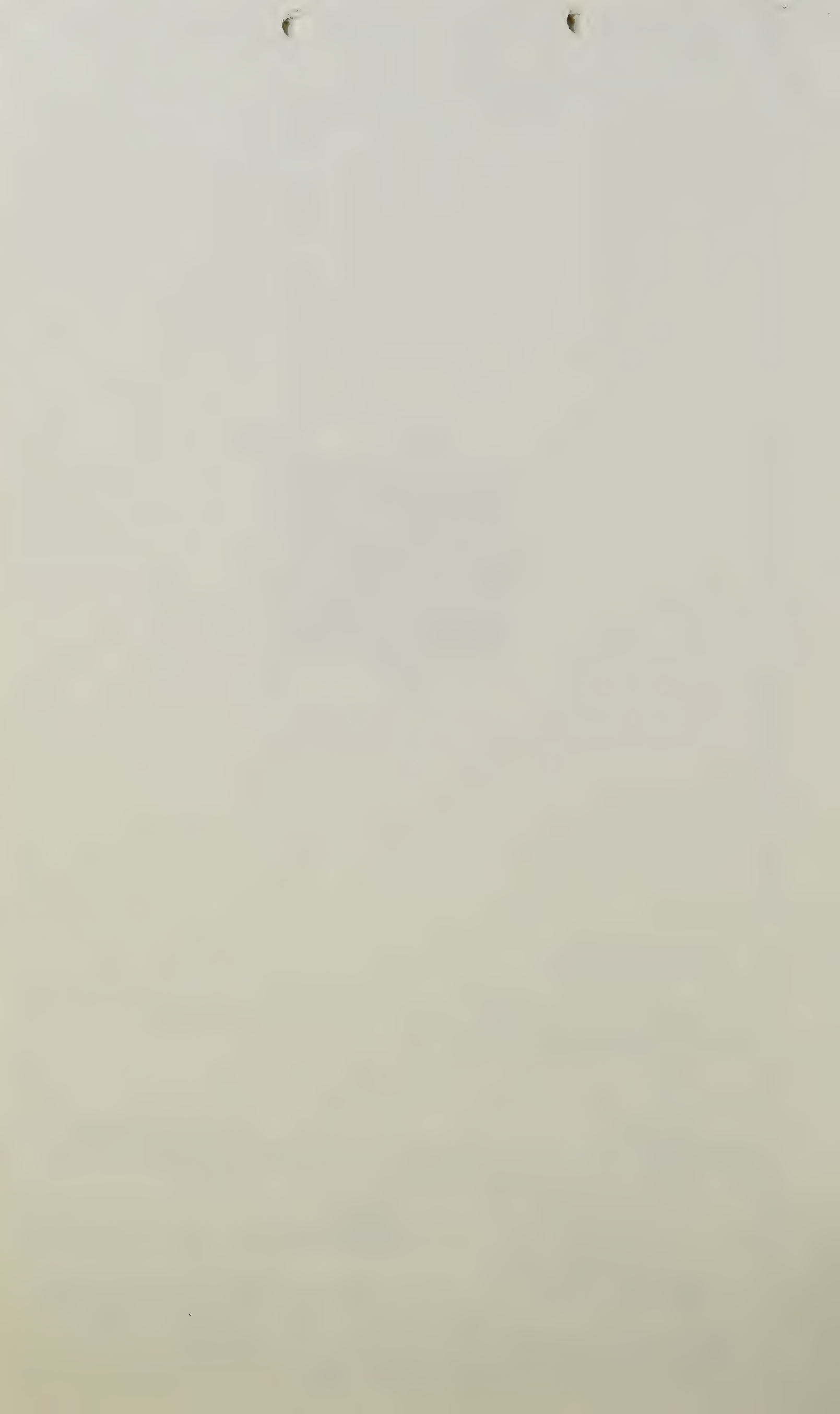

Deputy Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88- 114
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend		
BLOCKS 1 & 2  LANDS TO BE REGULATED BY BY-LAW NO. 88 - 114		
North 	Scale NOT TO SCALE	Reference File No. ZA - 87-135
	Date MARCH 8, 1988	Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 115

TO FIX THE RATES OF TAXATION
FOR MUNICIPAL PURPOSES FOR THE YEAR 1988

WHEREAS it is necessary that the Estimates, as prepared by the Finance Committee for the year 1988 which set forth the revenues of The Corporation of the City of Hamilton, and the expenditures of The Corporation of the City of Hamilton, be approved, and

WHEREAS it is necessary to impose rates of taxation for the year 1988,

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimates,

(a) of the revenues

(b) of the expenditures,

of The Corporation of the City of Hamilton for the year 1988 as prepared by the Finance Committee, are hereby approved.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$935,006,102.00, of which \$530,560,192.00 is Residential assessment and \$404,445,910.00 is Non-residential assessment, the following rates of taxation:

(1) For general municipal purposes 103.2433 mills
producing \$ 96,533,120.00

(2) The amount to be levied and raised against "residential" assessments in the amount of \$530,560,192.00 determined as required by The Municipal Act shall be reduced by \$8,216,520.00 or 15.4865 mills in accordance with Section 7(3) of The Ontario Unconditional Grants Act 1975 8,216,520.00

\$ 88,316,600.00

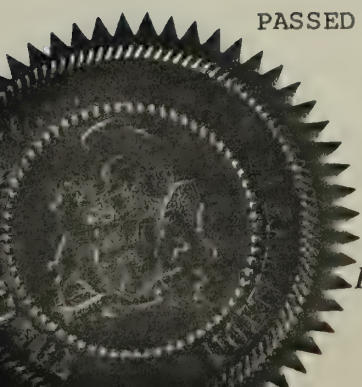
3. The rate to be levied against "residential" assessments determined as required by The Municipal Act for Municipal purposes is 87.7568 mills on the dollar.

4. The rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Municipal purposes is 103.2433 mills on the dollar.

5. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 26th day of April

A.D., 1988.



DEPUTY

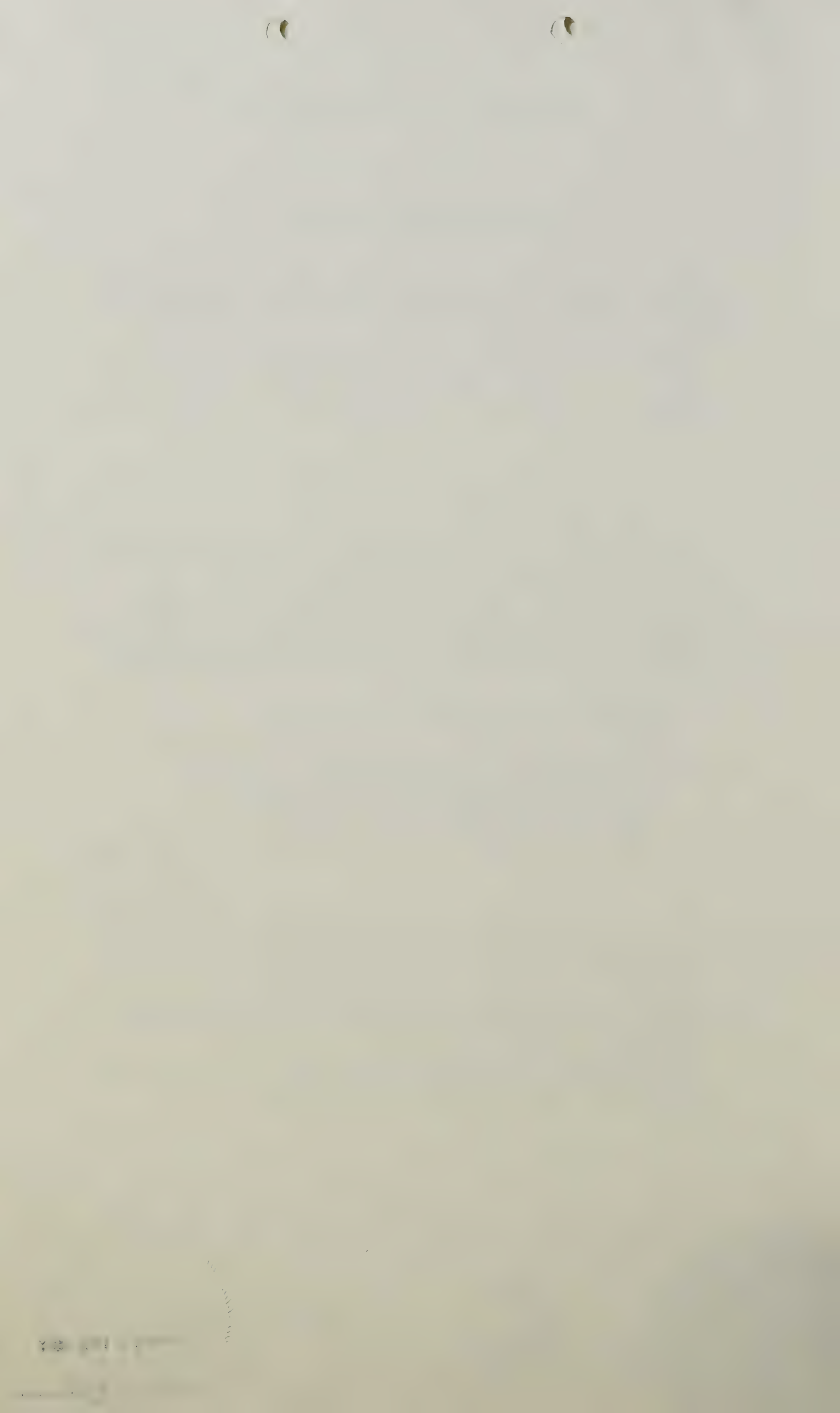
CITY CLERK

43

MAYOR

CERTIFIED A TRUE COPY

CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88- 116

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1988

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to The Corporation of the City of Hamilton for \$80,147,732.00 representing the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1988.

WHEREAS after the deduction of \$6,474,080.00 of 1988 estimated shared revenues, the funds for which have been provided in the City of Hamilton 1988 Estimates, and the addition of the 1987 underlevy in the amount of \$112,797.00, it is intended to levy against the ratepayers of the City of Hamilton the resulting net amount of \$73,786,449.00 for the year 1988.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimated Corporation of the City of Hamilton's share of the Regional Municipality of Hamilton-Wentworth's 1988 levy, in the amount of \$80,147,732.00 is hereby adopted as part of the 1988 Estimates of The Corporation of the City of Hamilton.
2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$935,006,102.00 of which \$530,560,192.00 is Residential assessment and \$404,445,910.00 is Non-residential assessment, the following rates of taxation:
 - (1) for Regional purposes 86.2574 mills producing .. \$80,651,200.00
 - (2) the amount to be levied and raised against "residential" assessments in the amount of \$530,560,192.00 determined as required by The Municipal Act shall be reduced by \$6,864,390.00
12.9387 mills in accordance with Section 7(3) of The Ontario Unconditional Grants Act 1975 \$ 6,864,750.00
\$ 73,786,450.00
 - (3) the rate to be levied against "residential" assessments determined as required by The Municipal Act for Regional purposes is 73.3187 mills on the dollar
 - (4) the rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Regional purposes is 86.2574 mills on the dollar
 - (5) this by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 26th day of April A.D., 1988.



DEPUTY

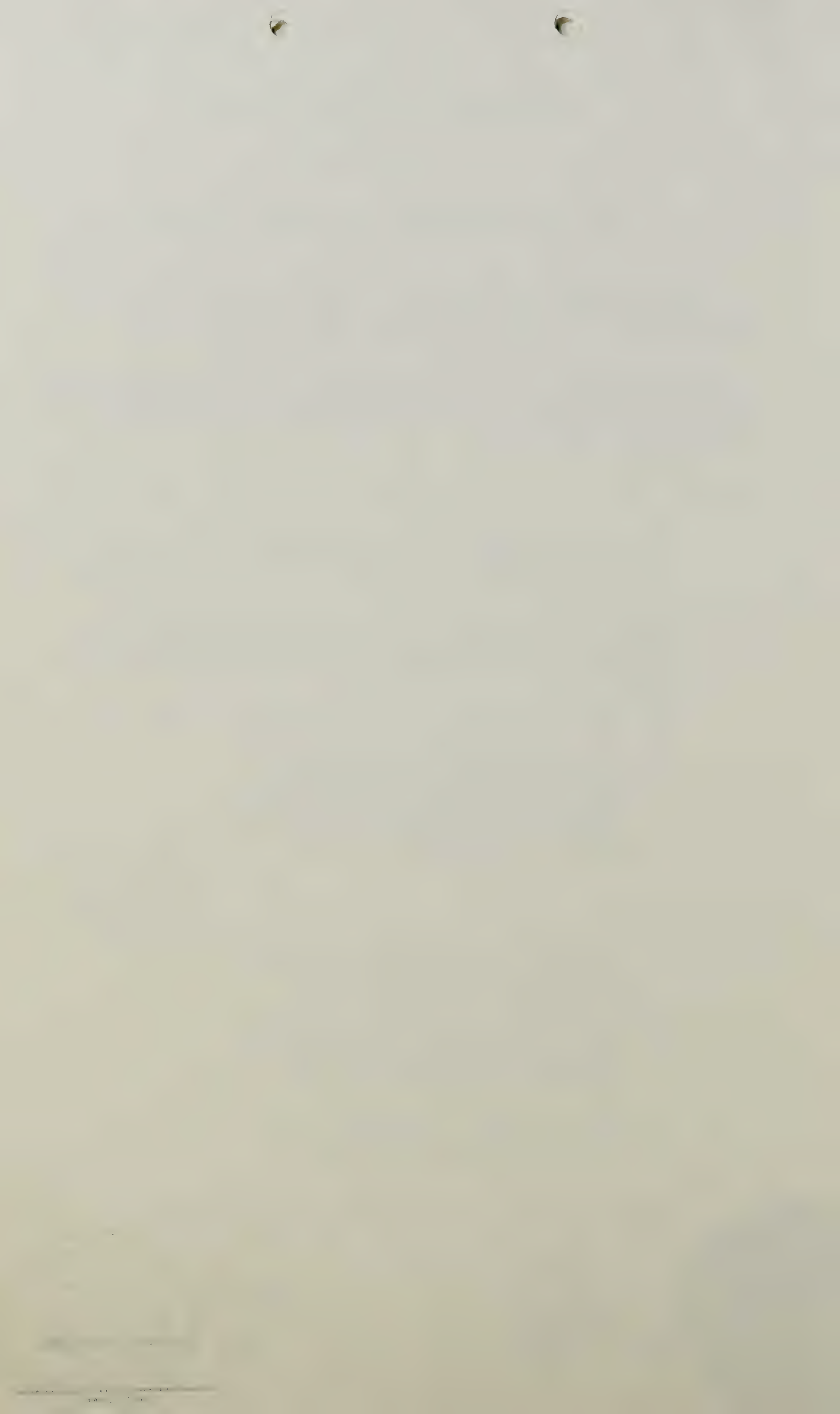
CITY CLERK

50

MAYOR

CERTIFIED A TRUE COPY

CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88- 117

TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES FOR THE YEAR 1988

WHEREAS it is necessary that the estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, as submitted to the Finance Committee of the City of Hamilton, for school purposes, be approved, and

WHEREAS it is necessary to impose rates of taxation for the year 1988 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. The estimates

(a) of the revenues

(b) of the expenditures,

of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for the year 1988, as submitted to the Finance Committee, and the underlevy in 1987 in the amount of \$194,020.00 are hereby approved.

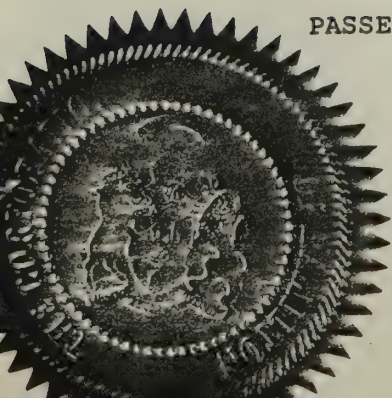
2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$935,006,102.00, of which \$530,560,192.00 is Residential assessment and \$404,445,910.00 is Non-residential assessment, the following rates of taxation,

- (a) for Public School elementary purposes on all rateable property in the amount of \$770,659,334.00 of which \$390,664,687.00 is Residential assessment and \$379,994,647.00 is Non-residential assessment, liable for Public School rates 95.2469 mills producing \$ 73,402,910.00
- (b) for Separate School elementary purposes 95.2469 mills on all rateable property in the amount of \$164,346,768.00, of which \$139,895,505.00 is Residential assessment and \$24,451,263.00 is Non-residential assessment, liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing 15,653,520.00
- (c) for Public School secondary purposes on all rateable property in the amount of \$770,659,334.00, of which \$390,664,687.00 is Residential assessment and \$379,994.647.00 is Non-residential assessment, liable for Secondary School rates 67.2913 mills producing 51,858,670.00
- (d) for Separate School Secondary purposes 67.2913 mills on all rateable property in the amount of \$164,346,768.00 of which \$139,895,505.00 is Residential assessment and \$24,451,263.00 is Non-residential assessment liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing 11,059,110.00

\$151,974,210.00

3. (a) The amount to be levied and raised against assessments in the amount of \$390,664,687.00 determined as required by The Municipal Act shall be reduced by \$5,581,430.00 or 14.2870 mills which is the amount of the estimated revenue from payments to be received by the Board of Education of The Corporation of the City of Hamilton in 1988 under The Education Act, 1974 \$ 5,581,430.00
- (b) The amount to be levied and raised against assessments in the amount of \$139,895,505.00 determined as required by The Municipal Act shall be reduced by \$1,998,690.00 or 14.2870 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1988 under the Education Act, 1974 1,998,690.00
- (c) The amount to be levied and raised against assessments in the amount of \$390,664,687.00 determined as required by The Municipal Act shall be reduced by \$3,943,250.00 or 10.0937 mills which is the amount of the estimated revenue from payments to be received by The Board of Education of The Corporation of the City of Hamilton in 1988 under The Education Act, 1974 3,943,250.00
- (d) The amount to be levied and raised against assessments in the amount of \$139,895,505.00 determined as required by The Municipal Act shall be reduced by \$1,412,060.00 or 10.0937 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1988 under The Education Act, 1974 1,412,060.00
- \$139,038,780.00
4. The Education rate to be levied against "residential" assessments determined as required by The Municipal Act:
- (a) by Public School supporters is 138.1575 mills on the dollar, and
- (b) by Separate School supporters is 138.1575 mills on the dollar.
5. The Education rate to be levied against "non-residential" assessments determined as required by The Municipal Act:
- (a) by Public School supporters is 162.5382 mills on the dollar, and
- (b) by Separate School supporters is 162.5382 mills on the dollar.
6. The By-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 26th day of April A.D., 1988.



DEPUTY CITY CLERK

51

MAYOR

CERTIFIED A TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 88- 118

TO FIX THE TOTAL RATES OF TAXATION FOR
MUNICIPAL, REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1988

WHEREAS the Council of The Corporation of the City of Hamilton has approved By-laws 88- , 88- and 88- being By-laws to impose rates of taxation for the year 1988 for:

- (a) Municipal purposes
- (b) Regional purposes
- (c) Education purposes;

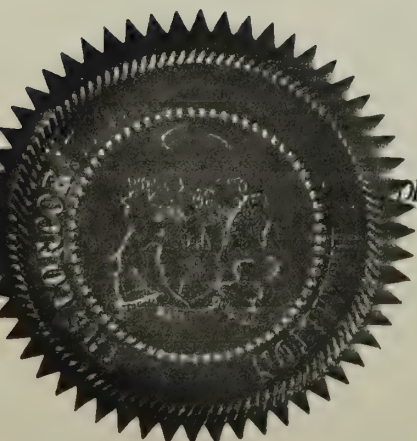
AND WHEREAS it is intended to consolidate herein the levies referred to in said by-laws.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments determined as required by The Municipal Act:
 - (a) by Public School supporters is 299.2330 on the dollar, and
 - (b) by Separate School supporters is 299.2330 on the dollar.
2. The total rate to be levied against "non-residential" assessments determined as required by The Municipal Act:
 - (a) by Public School supporters is 352.0389 on the dollar, and
 - (b) by Separate School supporters is 352.0389 on the dollar.
3. This By-law comes into force on the date on which it is enacted by The Council of The Corporation of the City of Hamilton.

PASSED this 26th day of April

A.D., 1988.



DEPUTY CITY CLERK

A handwritten signature in dark ink, appearing to be "D. H. H.", is written over the "DEPUTY CITY CLERK" stamp.

MAYOR

A handwritten signature in dark ink, appearing to be "R. M. M.", is written over the "MAYOR" stamp.

53

CERTIFIED A TRUE COPY

A handwritten signature in dark ink, appearing to be "E. A. C.", is written over the "CERTIFIED A TRUE COPY" stamp.
CITY CLERK

10/28/2003

10/28/2003

The Corporation of the City of Hamilton

BY-LAW NO. 88 - 119

To Levy:

AN ANNUAL TAX ON TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA

WHEREAS Section 161 of The Municipal Act, R.S.O. 1980, Chap. 302, empowers the Council of The Corporation of the City of Hamilton to levy on every telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of \$115,205,264.00 the year ended the 31st day of December, 1987;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1987, be levied on the Bell Telephone Company of Canada Limited in the amount of \$5,760,263.20.
2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under Section 369 of The Municipal Act on all the lands of The Bell Telephone Company of Canada.

PASSED this 26th day of April

A.D., 1988

Deputy

CITY CLERK

CERTIFIED A TRUE COPY.

CITY CLERK

MAYOR

54





BY-LAW NO. 88 - 120

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 26th DAY OF APRIL A.D., 1988.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of April A.D. 1988

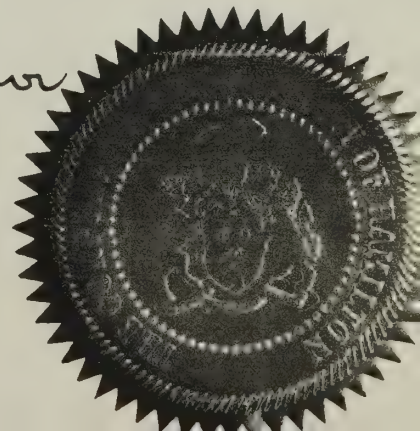
Deputy

CITY CLERK

MAYOR

CERTIFIED A TRUE COPY

CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88- 124

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE NORTH-EAST CORNER OF UPPER PARADISE ROAD
AND STONE CHURCH ROAD WEST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding section 14A(1) of By-law No. 6593, the following use shall not be prohibited:

1. An animal hospital (veterinarian clinic) that complies with the following requirement:

A. All animals shall be kept within the confines of the hospital (clinic) building.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" district provisions, subject to the special requirement referred to in section 1.

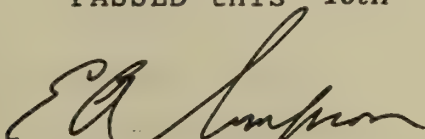
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule "S-398b".

4. Sheet No. W-27C of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-398b".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 10th day of May

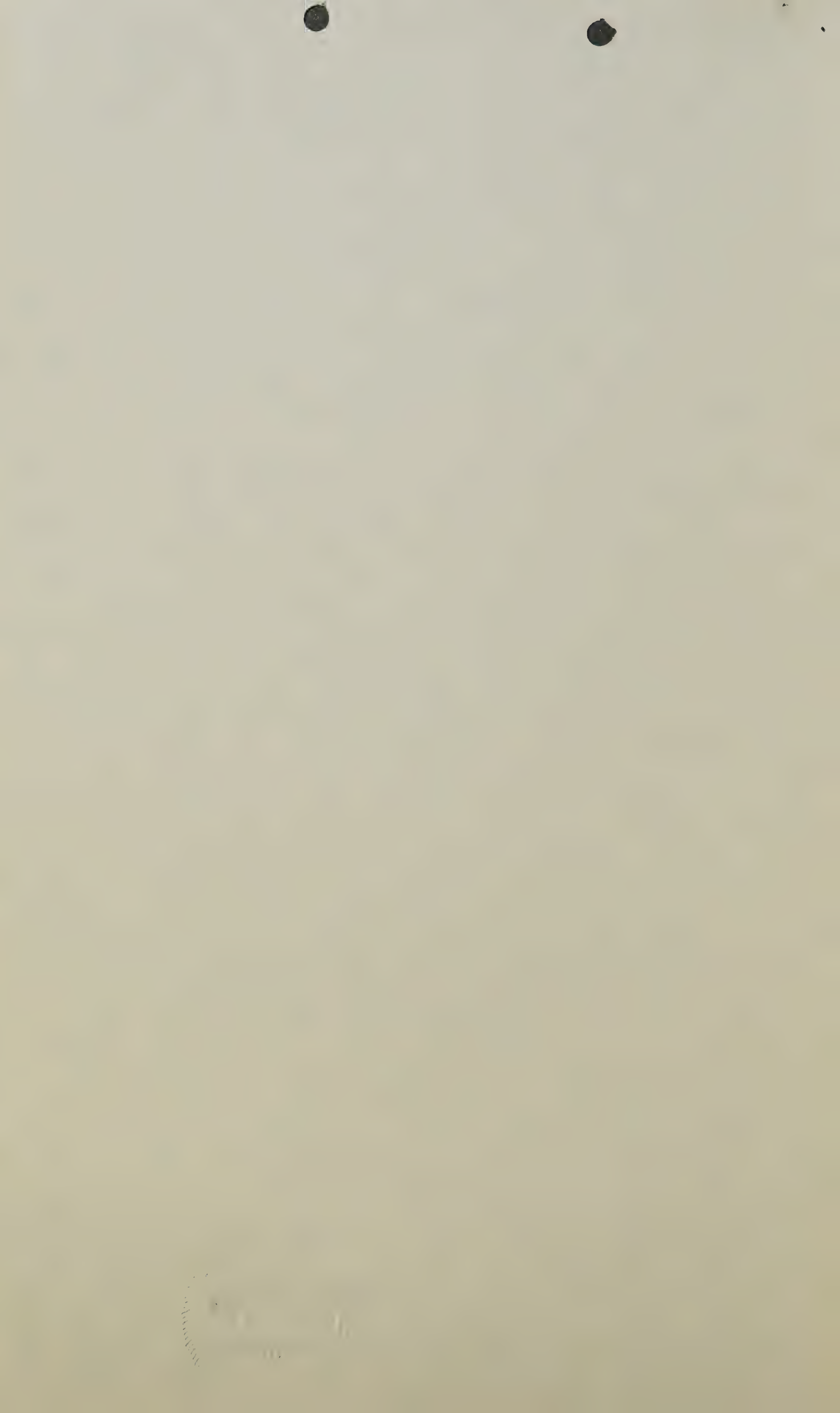
A.D. 1988.


City Clerk

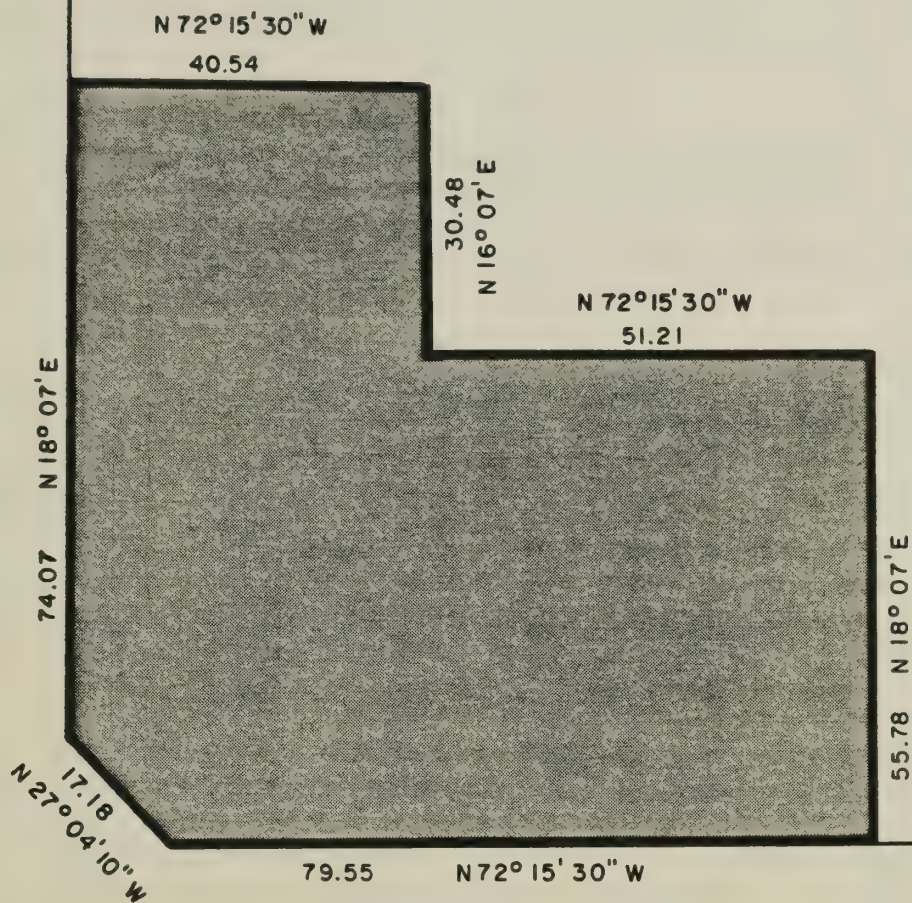

CERTIFIED A TRUE COPY


CITY CLERK





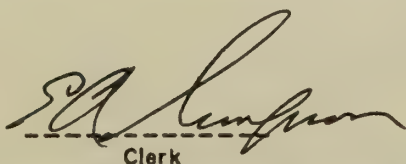
UPPER PARADISE ROAD

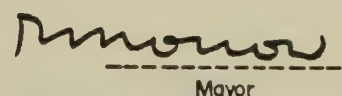


STONE CHURCH ROAD WEST

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 124 ---
PASSED THE 10th DAY OF May, 1988 ---


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88- 124
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED
BY BY-LAW NO. 88 - 124

North

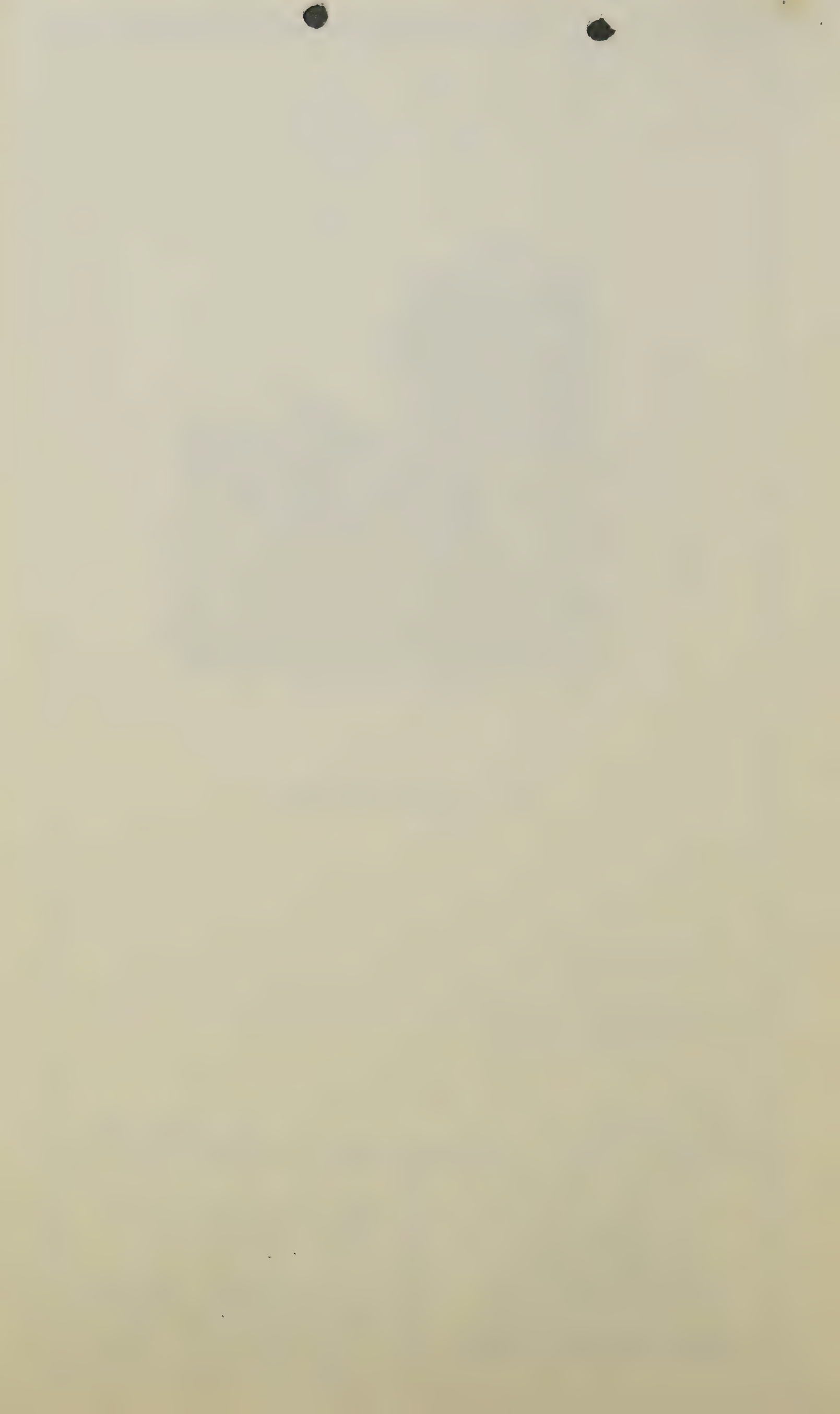


Scale
NOT TO SCALE

Date
MARCH 7, 1988

Reference File No.
ZA - 87-129

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88-125

To Repeal:

Zoning By-law No. 87-334

and

By-law No. 87-293, Adopting Official Plan Amendment No. 51

Respecting:

LANDS LOCATED ON THE WEST SIDE OF UPPER SHERMAN AVENUE
IN THE AREA NORTH OF LIMERIDGE ROAD EAST

and

LAND LOCATED AT MUNICIPAL NO. 1094 UPPER SHERMAN AVENUE

WHEREAS By-law No. 87-334, passed on the 24th day of November, 1987, in accordance with S.34(1) of the Planning Act, S.O. 1983, Chapter 1, amended the City of Hamilton Zoning By-law No. 6593 to rezone the lands located on the west side of Upper Sherman Avenue in the area north of Limeridge Road East, the extent and boundaries of which are shown on a plan annexed to the said By-law as Schedule "A", from "AA" (Agricultural) district to "HH" (Restricted Community Shopping and Commercial) district, and to establish special requirements with respect to the said lands;

AND WHEREAS By-law No. 87-293, passed on the 27th day of October, 1987 in accordance with Section 17 of the Planning Act, S.O. 1983, adopted Amendment No. 51 to the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, to redesignate the lands municipally known as 1094 Upper Sherman Avenue, the extent and boundaries of which are shown on a plan annexed to the said By-law as Schedule A, from "Residential" to "Commercial";

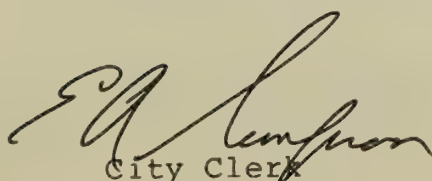
AND WHEREAS City Council at its meeting held on the 8th day of March, 1988, in adopting Section 16 of the 5th Report of the Planning and Development Committee, directed that By-law No. 87-334 be rescinded;

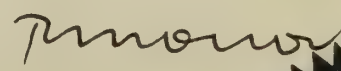
AND WHEREAS City Council at its meeting held on the 29th day of March, 1988, in adopting Section 20 of the 6th Report of the Planning and Development Committee, directed that By-law No. 87-293 be rescinded.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 87-334 is repealed.
2. By-law No. 87-293 is repealed.

PASSED this 10th day of May, A.D. 1988.


City Clerk


Mayor

(1987) 20 R.P.D.C. 1, October 27
(1988) 5 R.P.D.C. 16, March 8
(1988) 6 R.P.D.C. 20, March 29
Ashok Kumar, Owner - ZA-86-15

CERTIFIED A TRUE COPY


CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88-126

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 270 MAIN STREET WEST

WHEREAS it is intended to establish a special requirement under Section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding section 11(1) of By-law No. 6593, the following,

(i) COMMERCIAL USE shall be permitted in accordance with clause (ii) of section 11A of By-law No. 6593:

1. A wearing apparel shop located only on the ground floor of the building existing on the date of the passing of this by-law.

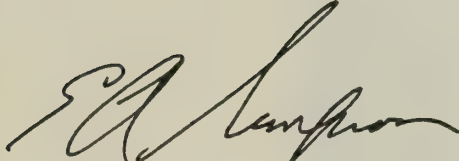
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" district provisions, subject to the special requirement referred to in section 1.

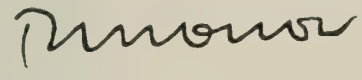
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1065.

4. Sheet No. W-12 of the District Maps is amended by marking the land referred to in section 1 of this by-law, S-1065.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 10th day of May A.D. 1988.

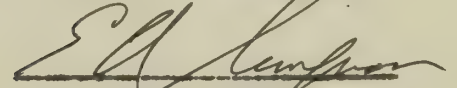

City Clerk


Mayor

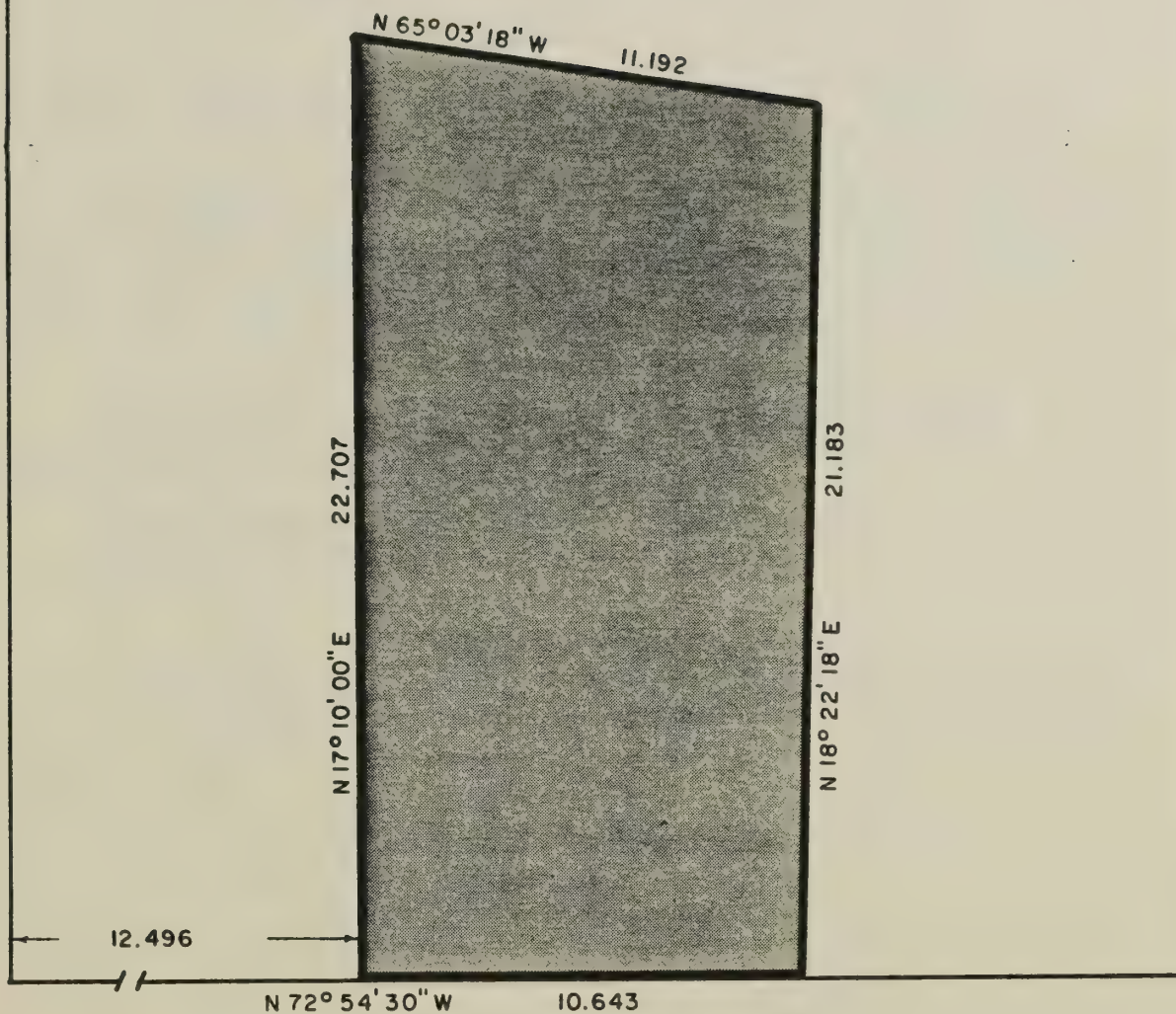
(1988) 4 R.P.D.C. 13, February 23
Antonio Mascia, Owner
ZA-87-83



CERTIFIED A TRUE COPY.


CITY CLERK

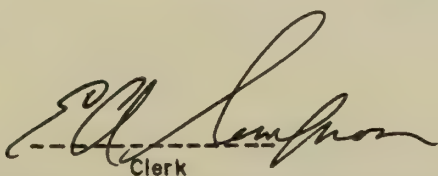
RAY STREET SOUTH

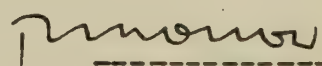


MAIN STREET WEST

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 126...
PASSED THE 10th DAY OF May, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88- 126
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED
BY BY-LAW NO. 88- 126

North



Scale
NOT TO SCALE

Date
MARCH 2, 1988

Reference File No.
ZA-87-83

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 127

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1300 GARTH STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G" (Neighbourhood Shopping Centre, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding section 13(1) of By-law No. 6593, the following,

(i) COMMERCIAL USE shall not be prohibited within the commercial plaza existing on the date of the passing of this by-law:

1. a veterinarian clinic.

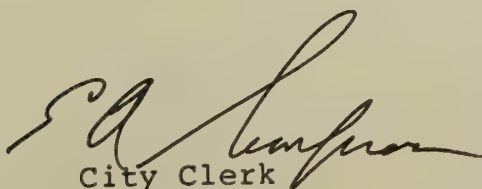
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" district provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1066.

4. Sheet No. W-27B of the District Maps is amended by marking the land referred to in section 1 of this by-law, S-1066.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

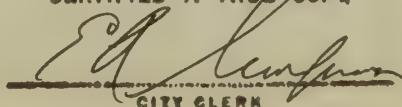
PASSED this 10th day of May A.D. 1988.


City Clerk

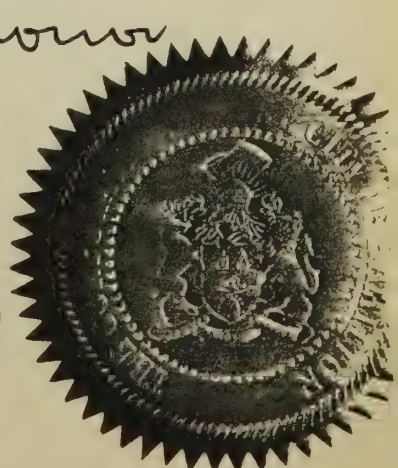

Mayor

(1988) 4 R.P.D.C. 14, February 23
Ardor Investments Limited, Owner
ZA-87-98

CERTIFIED A TRUE COPY


CITY CLERK

10





GREENDALE DRIVE

110.350

N 17° 11' 00" E

N 69° 07' 30" W

80.437

105.171

GARTH STREET

GARTH STREET

N 17° 11' 00" E

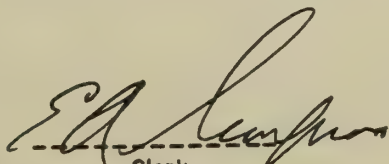
N 72° 49' 00" W

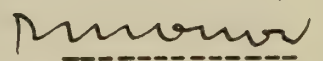
80.269

GARROW DRIVE

NOTE: ALL DIMENSIONS ARE
IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 127
PASSED THE 10th DAY OF May, 1988


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88 - 127
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY
BY LAW N° 88 - 127

North



Scale

NOT TO SCALE

Date

MARCH 2 1988

Reference File No.

ZA 87-98

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 128

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE NORTH-WEST CORNER OF ROCKLAND AVENUE
AND RYMAL ROAD EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding section 14A(1) of By-law No. 6593, the following use shall not be prohibited:

1. An animal hospital (veterinarian clinic), that complies with the following requirement:

A. All animals shall be kept within the confines of the hospital (clinic) building.

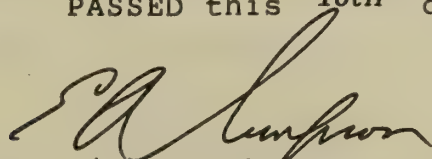
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" district provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule "S-1068".

4. Sheet No. E-49D of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-1068".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 10th day of May A.D. 1988.

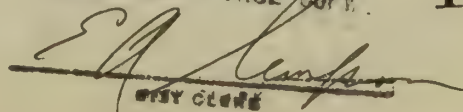

City Clerk


Mayor

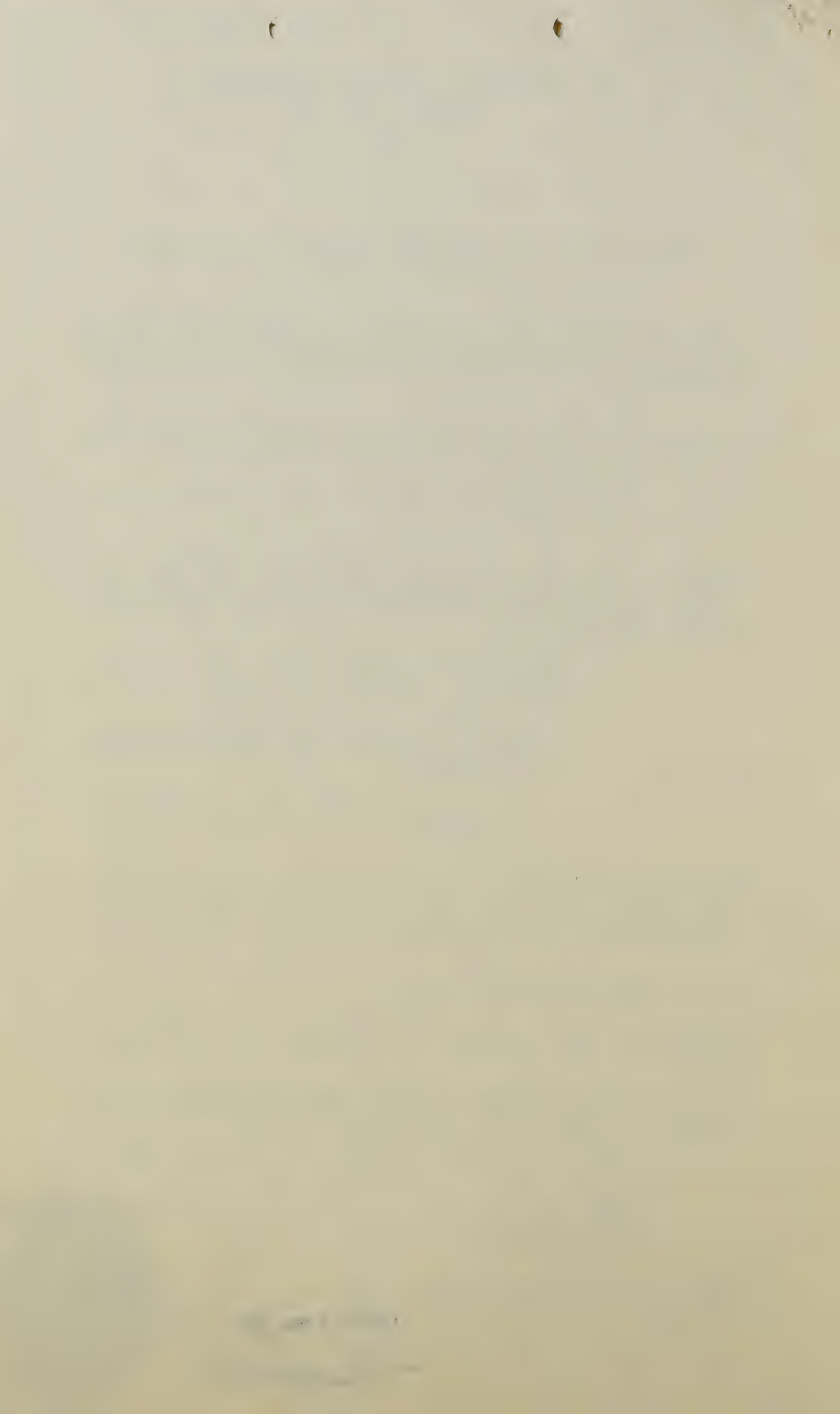
(1988) 5 R.P.D.C. 10, March 8
Rodosa Development Corporation, Owner
ZA-87-124

CERTIFIED A TRUE COPY

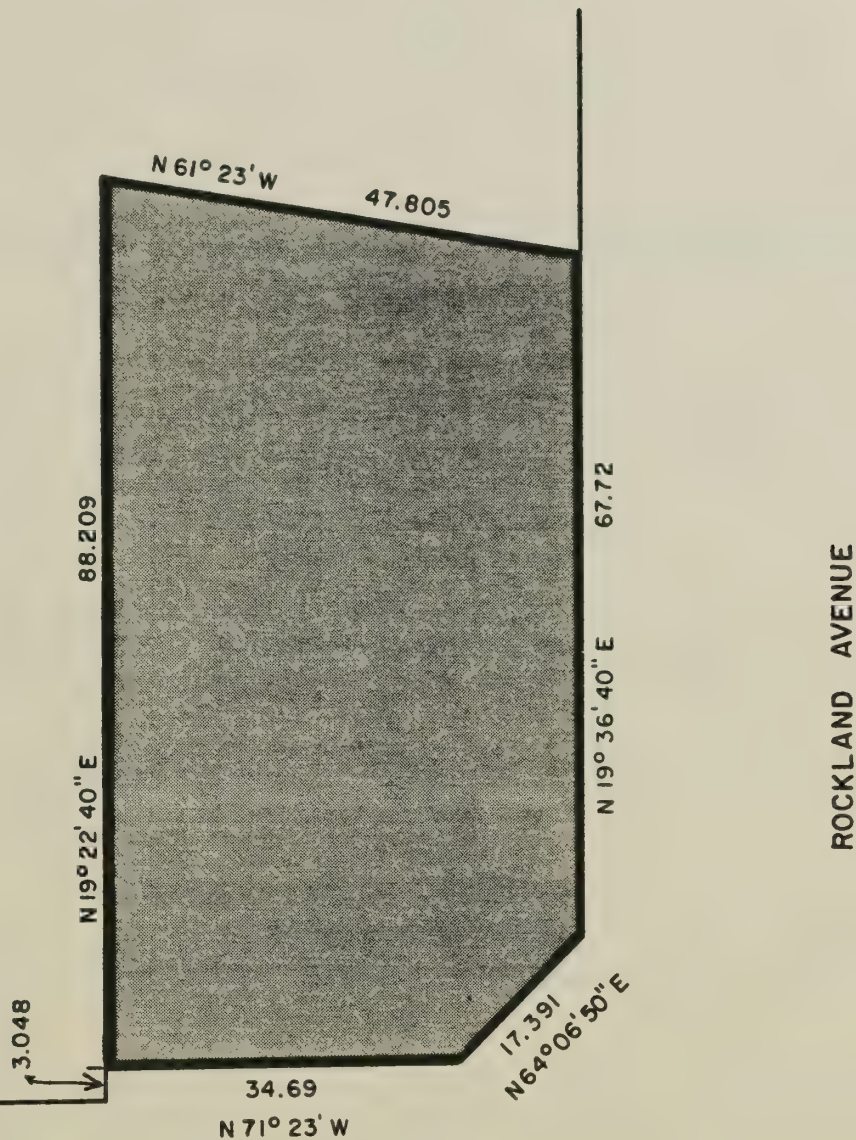
12


City Clerk





NOTE: ALL DIMENSIONS
ARE IN METRES



RYMAL ROAD EAST

THIS IS SCHEDULE "A" TO BY-LAW NO. 88-128
PASSED THE 10th DAY OF May, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 88-128

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED
BY BY-LAW NO. 88-128

North



Scale

NOT TO SCALE

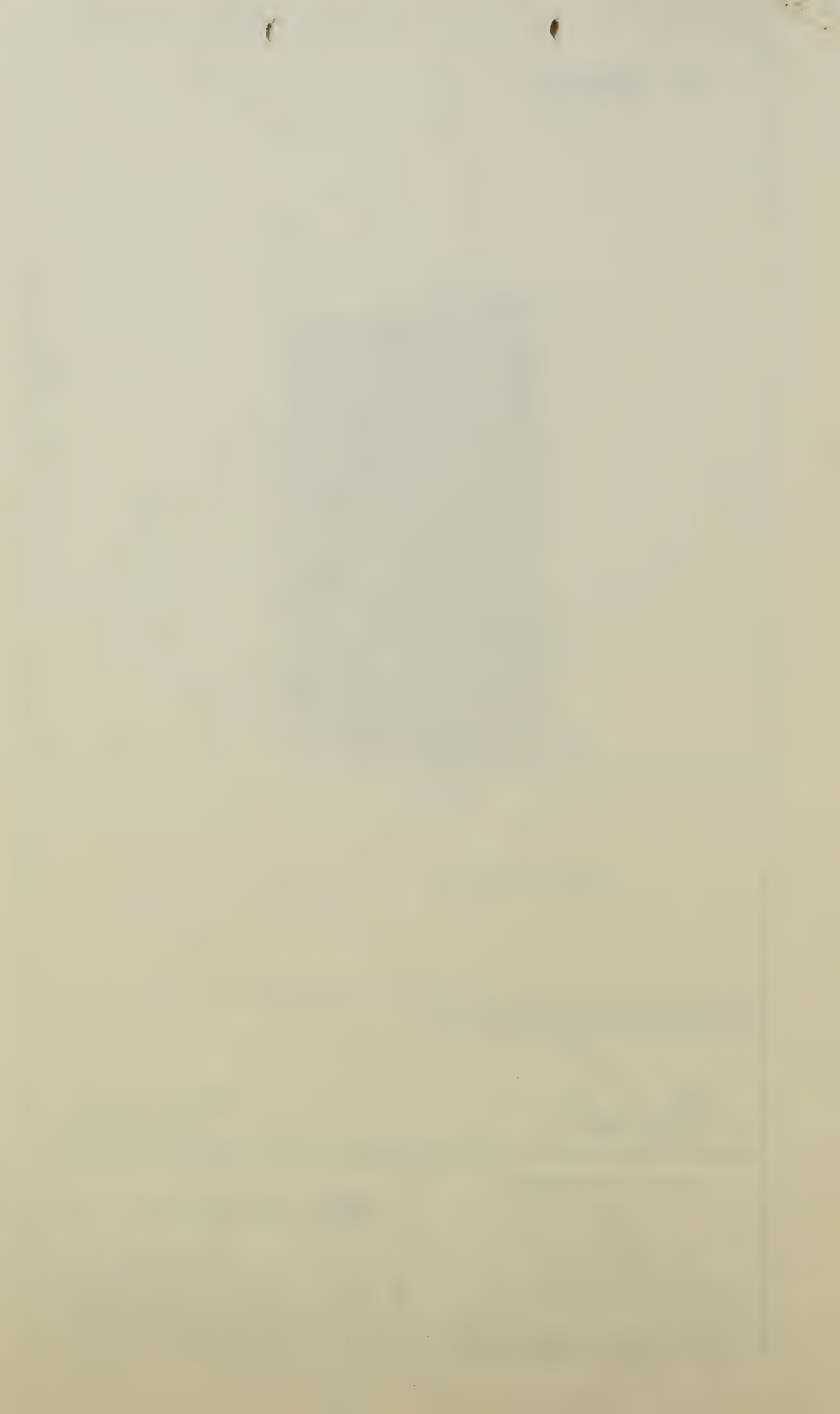
Date

MARCH 1, 1988

Reference File No.

ZA-87-124

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88-129

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE EAST SIDE OF UPPER GAGE AVENUE,
IN THE AREA BETWEEN ANNA CAPRI DRIVE AND GOLDENGATE AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

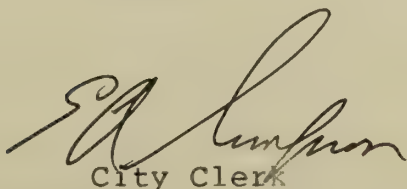
- (a) by changing from "AA" (Agricultural) district to "RT-30" (Street - Townhouse) district, the land comprised in Block "1", and
- (b) by changing from "C" (Urban Protected Residential, etc.) district to "RT-30" (Street - Townhouse) district, the land comprised in Block "2",

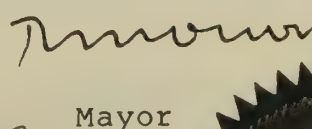
the extent and boundaries of each of which Blocks "1" and "2" are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 10th day of May

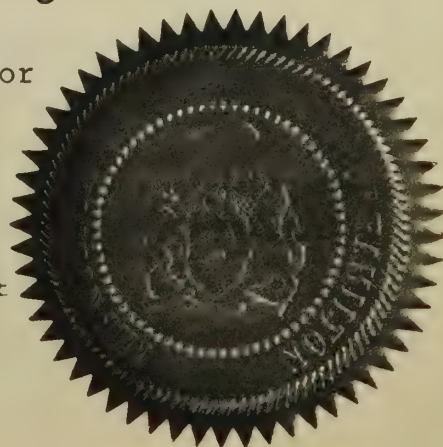
A.D. 1988.

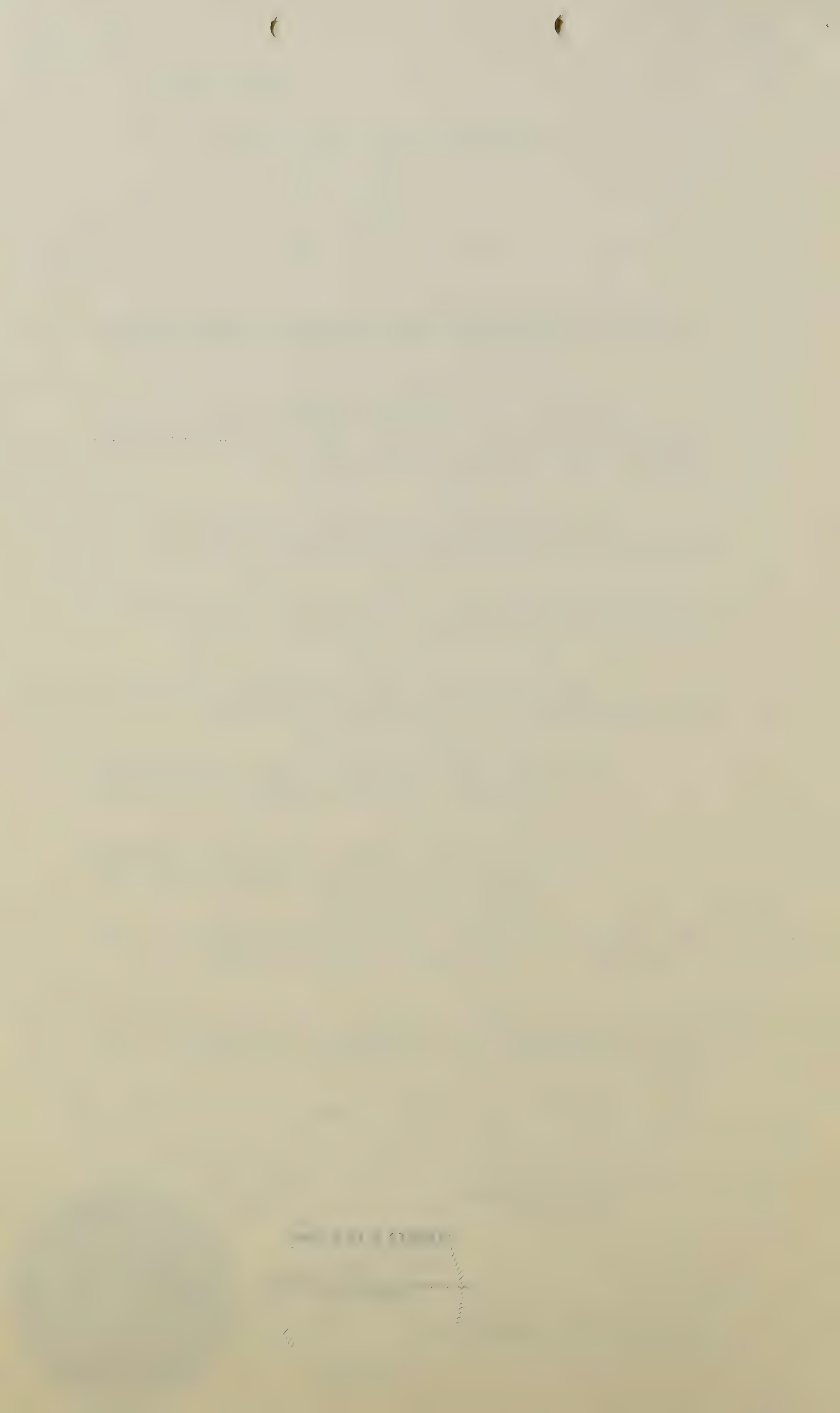

City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK





NORTH WEST CORNER
OF LOT 6 - CON. 8

STONE CHURCH ROAD EAST

UPPER GAGE AVENUE

421.72

58.40

N 72° 21' 40" W

PART I - PLAN 62R-8420

58.40

N 16° 31' 20" E
63.58

N 72° 21' 40" W
58.40

BLOCK 1

BLOCK 2

N 16° 31' 40" E
121.16

57.58

116.80

N 72° 2' 40" W

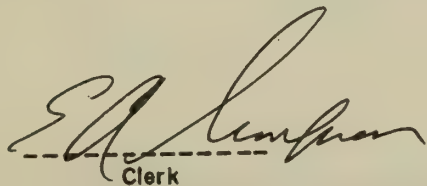
116.80

N 72° 2' 40" W

N 16° 31' 20" E
11.0

NOTE : ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88- 129
PASSED THE 10th DAY OF May, 1988


Clerk


Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 88- 129

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCK 1



CHANGE IN ZONING FROM "AA" (AGRI-
CULTURAL) DISTRICT TO "RT-30"
(STREET-TOWNHOUSE) DISTRICT.

BLOCK 2



CHANGE IN ZONING FROM "C" (URBAN
PROTECTED RESIDENTIAL, ETC.)
DISTRICT TO "RT-30" (STREET TOWN-
HOUSE) DISTRICT.

North



Scale

NOT TO SCALE

Date

APRIL 6, 1988

Reference File No.

ZA-87-94

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88-130

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 42 BELAND AVENUE SOUTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding section 9(1)(ii) of By-law No. 6593, the two-family dwelling existing on the date of the passing of this by-law shall not be prohibited.

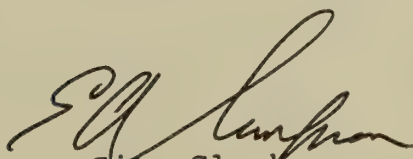
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" district provisions, subject to the special requirement referred to in section 1.

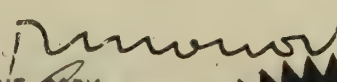
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1070.

4. Sheet No. E-85 of the District Maps is amended by marking the land referred to in section 1 of this by-law, S-1070.

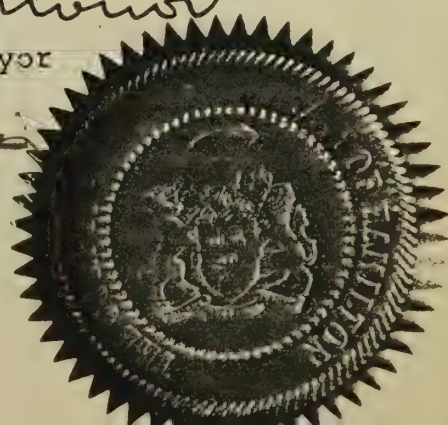
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

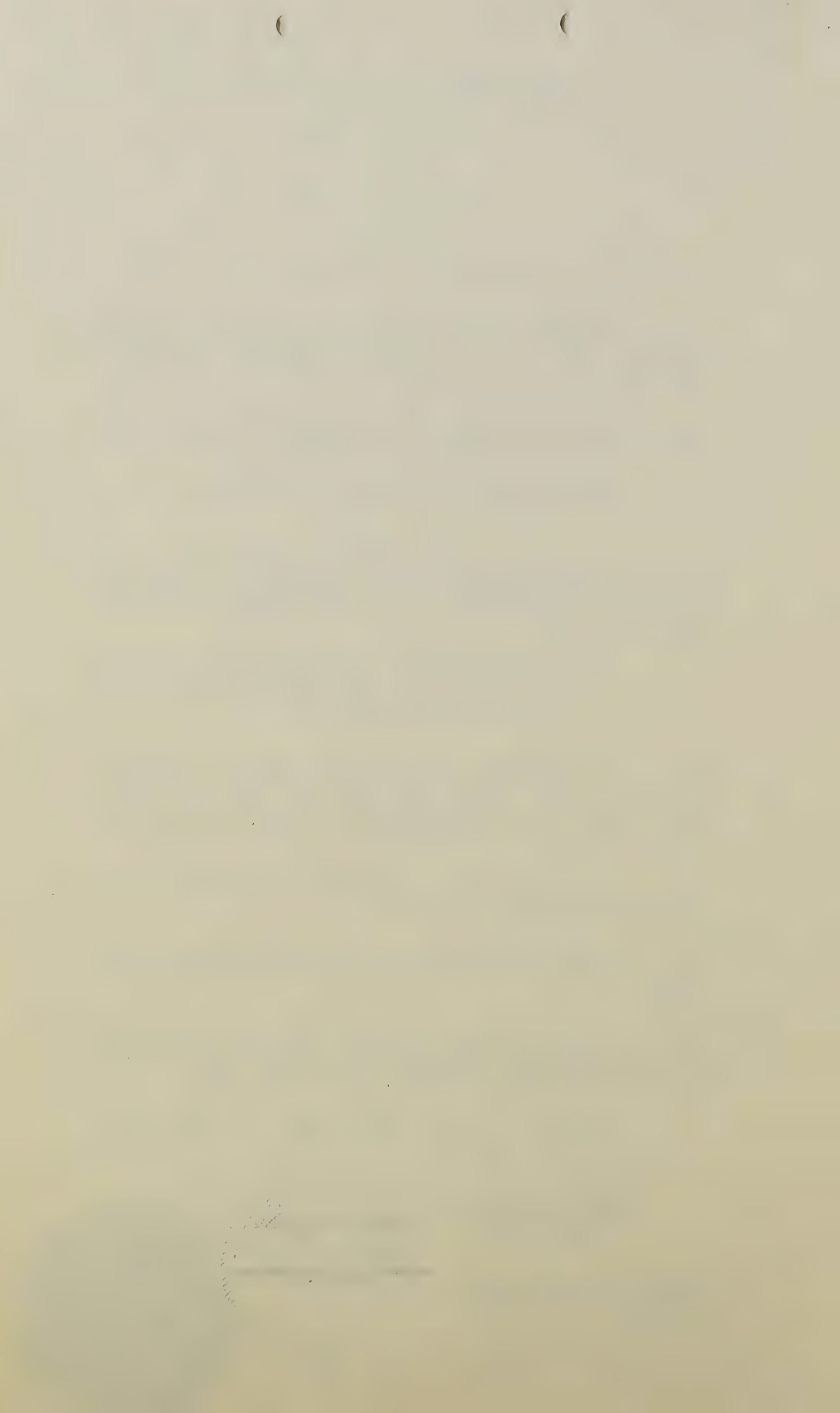
PASSED this 10th day of May A.D. 1988.

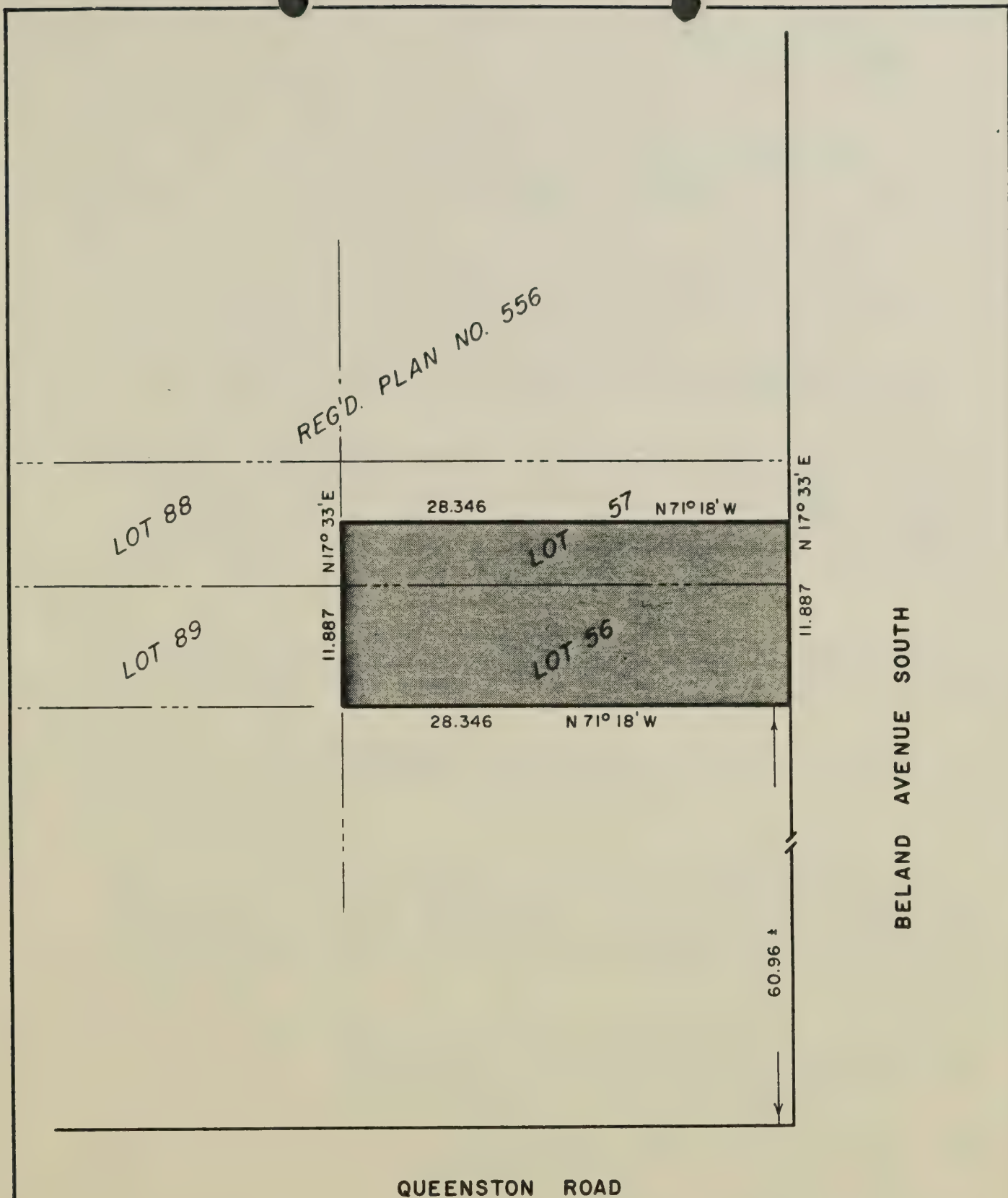

City Clerk


CERTIFIED A TRUE COPY Mayor

(1988) 6 R.P.D.C. 2, March 29
Josephine Banek, Owner
ZA-87-120







NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 130
PASSED THE 10th DAY OF May, 1988

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88- 130
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 LANDS TO BE REGULATED
BY BY-LAW NO. 88- 130

North



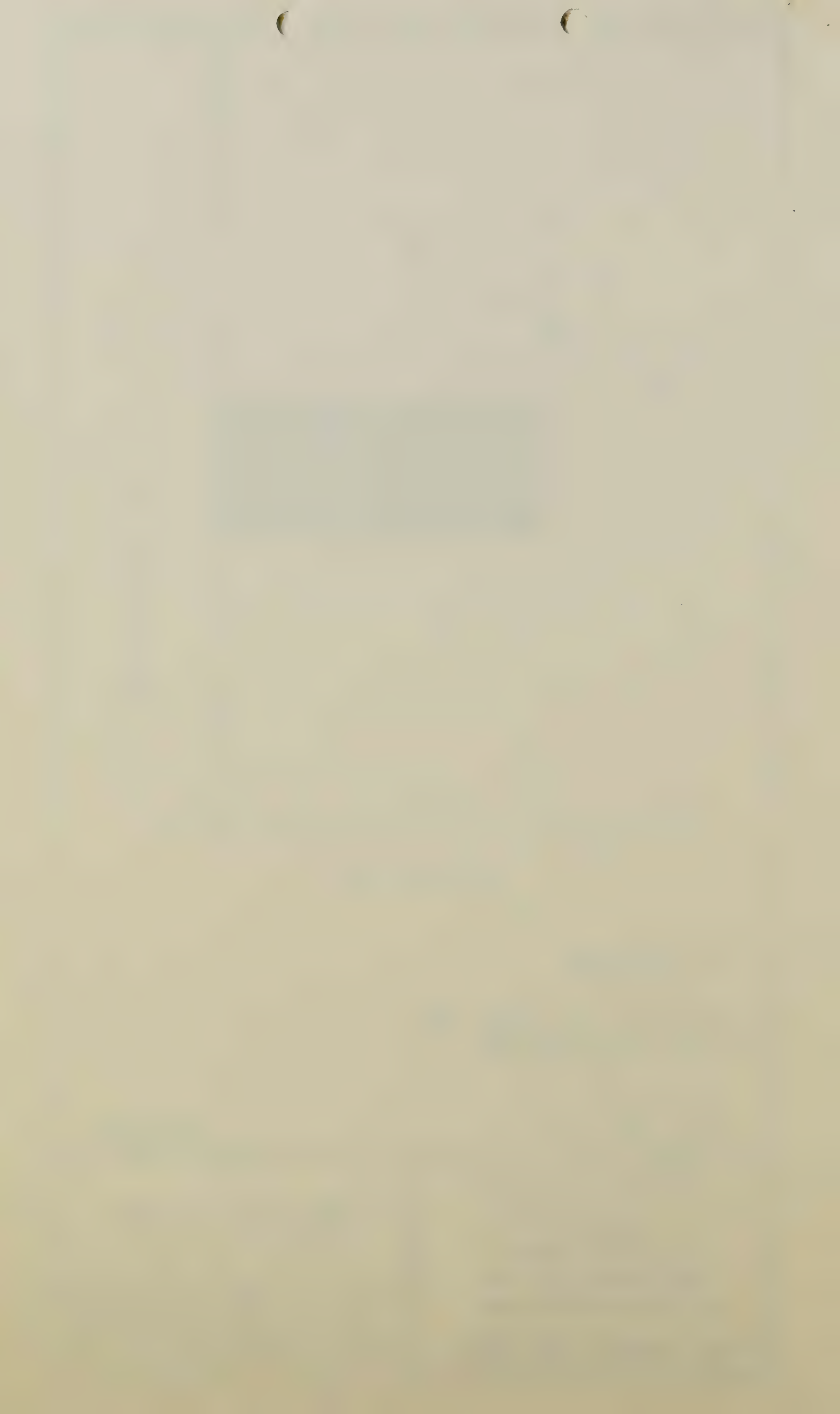
Scale
NOT TO SCALE

Date
MARCH 18, 1988

Reference File No.

ZA- 87-120

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 131

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 110 MOHAWK ROAD EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

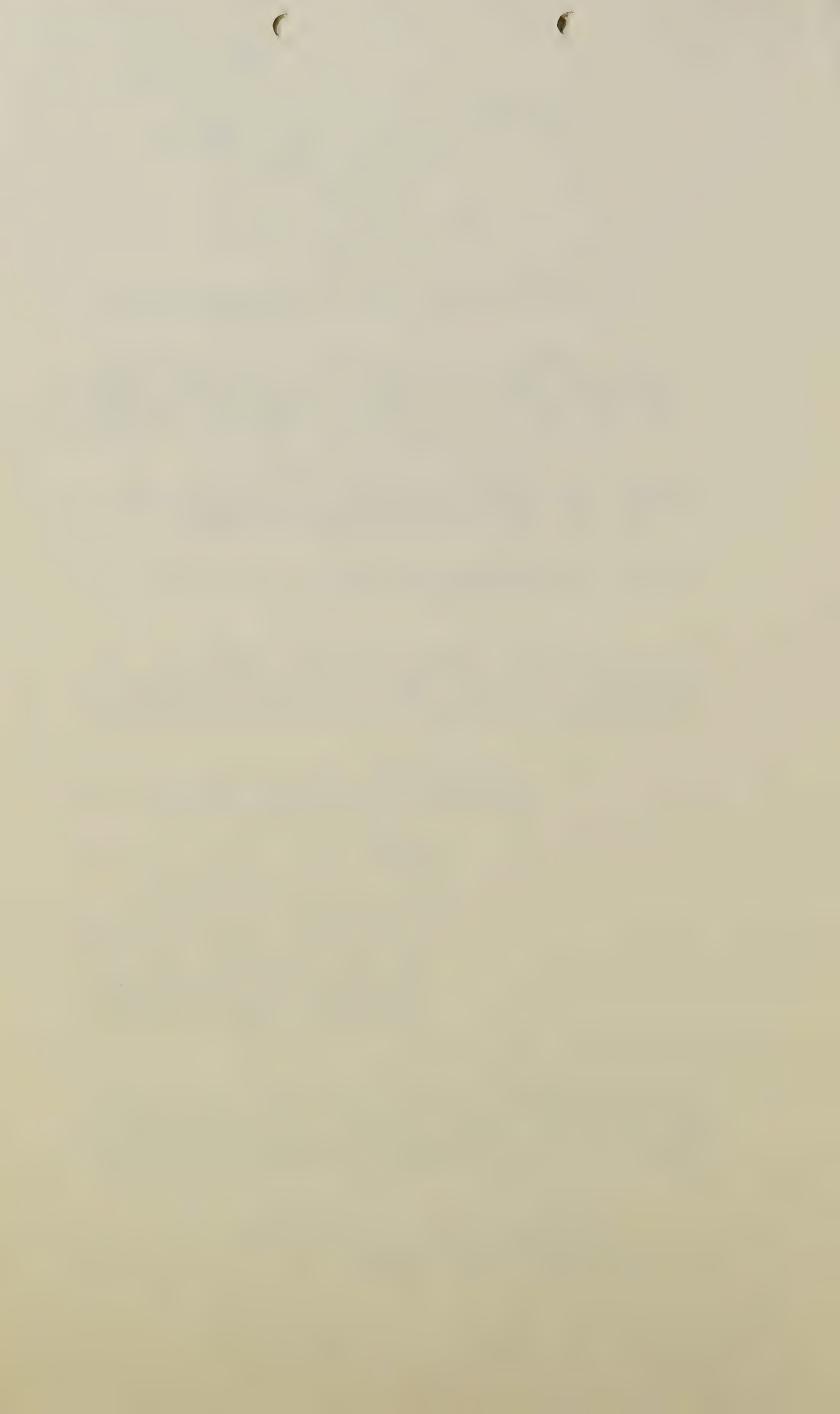
(a) notwithstanding clause (iii)(f) and (h) of paragraph H to subsection 2 of section 2 of By-law No. 6593, the following,

(i) COMMERCIAL USE shall not be prohibited as a home occupation:

1. A hairdressing establishment for use by not more than one hairdresser, comprised of not more than one comb-out centre and one hair styling sink, located in a building that is the principal and permanent place of residence of the hairdresser.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" district provisions, subject to the special requirements referred to in section 1.

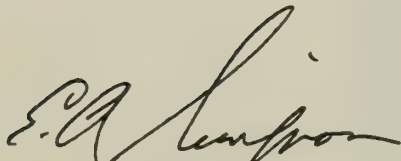
3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1062.

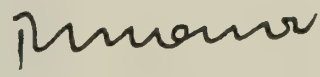


4. Sheet No. E-9 of the District Maps, is amended by marking the lands referred to in section 1 of this by-law, S-1062.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 10th day of May A.D. 1988.

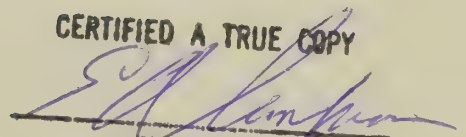

City Clerk


Mayor

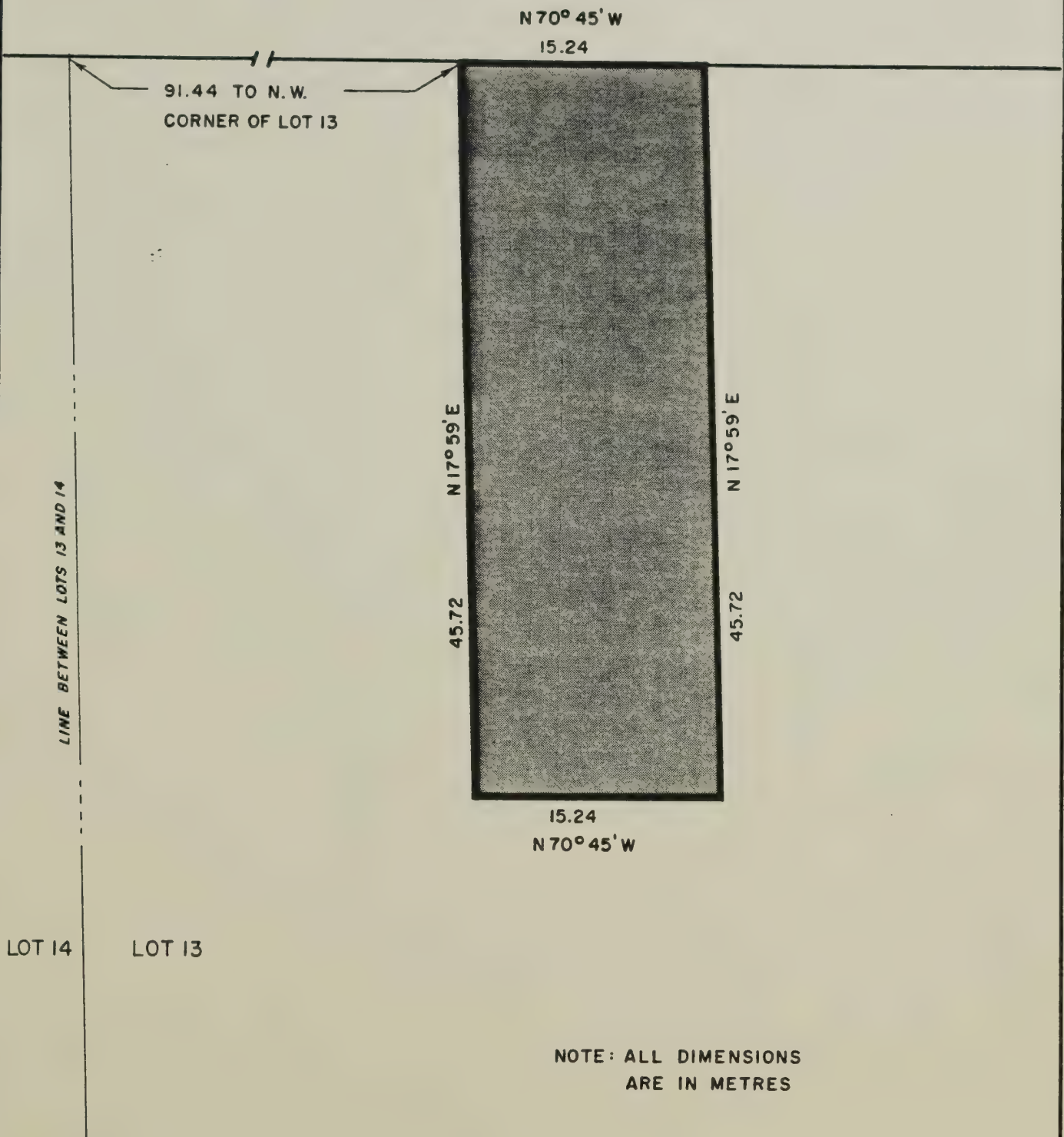
(1988) 4 R.P.D.C. 9, February 23
Cynthia Louise Crease, Owner
ZA-87-118



CERTIFIED A TRUE COPY

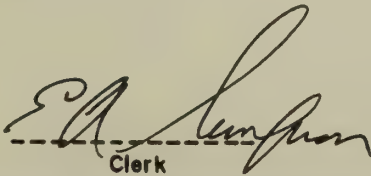

CITY CLERK

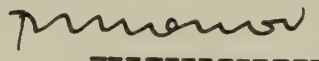
MOHAWK ROAD EAST



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88 - 131
PASSED THE 10th DAY OF May, 1988


Clerk


Mayor

CITY OF HAMILTON

SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88 - 131
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED
BY BY-LAW NO. 88 - 131

North



Scale

NOT TO SCALE

Date

FEB. 18, 1988

Reference File No.

ZA - 87 - 118

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 132

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1060 RYMAL ROAD EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-12" (Prestige Industrial) district provisions applicable to the land comprised in Block 1, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

- (a) notwithstanding subsection (1)(b) of section 17D of By-law No.6593, the following,
- (i) COMMERCIAL USES shall not be prohibited:

<u>Identification Number</u>	<u>Commercial Use</u>
6342	Tire, Battery, Part and Accesory Store
6351	General Repairs Garage
6353	Muffler Replacement Shop
6354	Motor Vehicle Glass Replacement Shop
6355	Motor Vehicle Transmission Repair and Replacement Shop
6359	Other Motor Vehicle Repair Shops

2. The "M-15" (Prestige Industrial) district provisions applicable to the land comprised in Block 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding subsection (1)(b) of section 17G of By-law No. 6593, the following,

(i) COMMERCIAL USES shall not be prohibited:

<u>Identification Number</u>	<u>Commercial Use</u>
5529	Other Motor Vehicle Parts and Accessor- ies, Wholesale, except rebuilding, recapping, retread- ing or vulcanizing
6342	Tire, Battery, Parts and Accessories Store

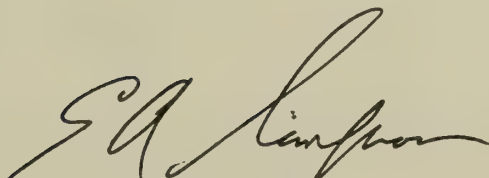
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-12" District and "M-15" District provisions, subject to the special requirements referred to in sections 1 and 2.

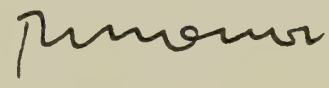
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1067.

5. Sheet No. E-49E of the District Maps is amended by marking the land referred to in sections 1 and 2 of this by-law, "S-1067".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

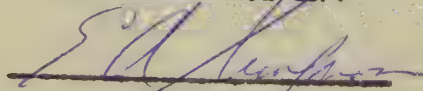
PASSED this 10th day of May, A.D. 1988.


City Clerk

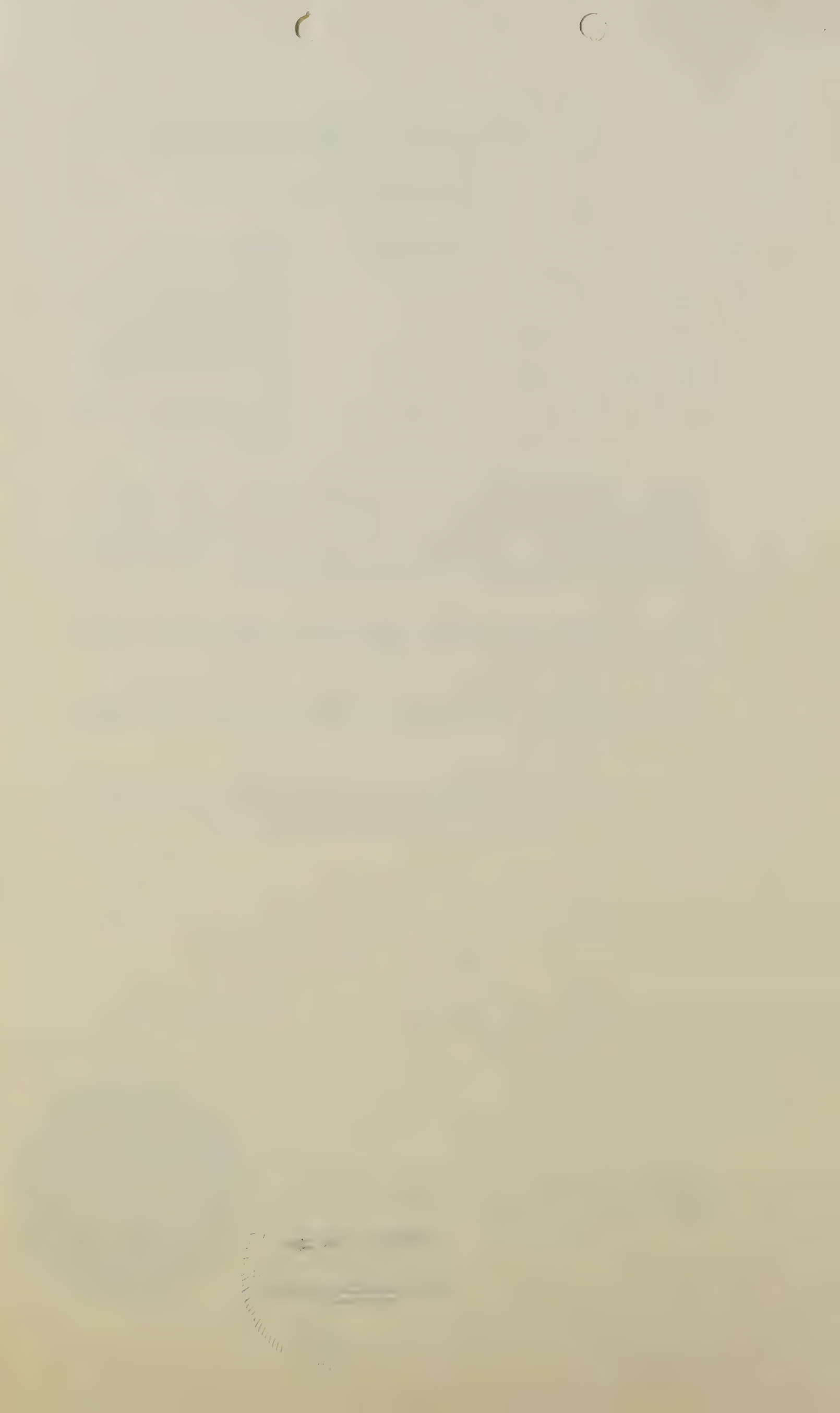

Mayor

(1988) 5 R.P.D.C. 9, March 8
Basil Williams and Edward Cummings, Owners
ZA-87-117

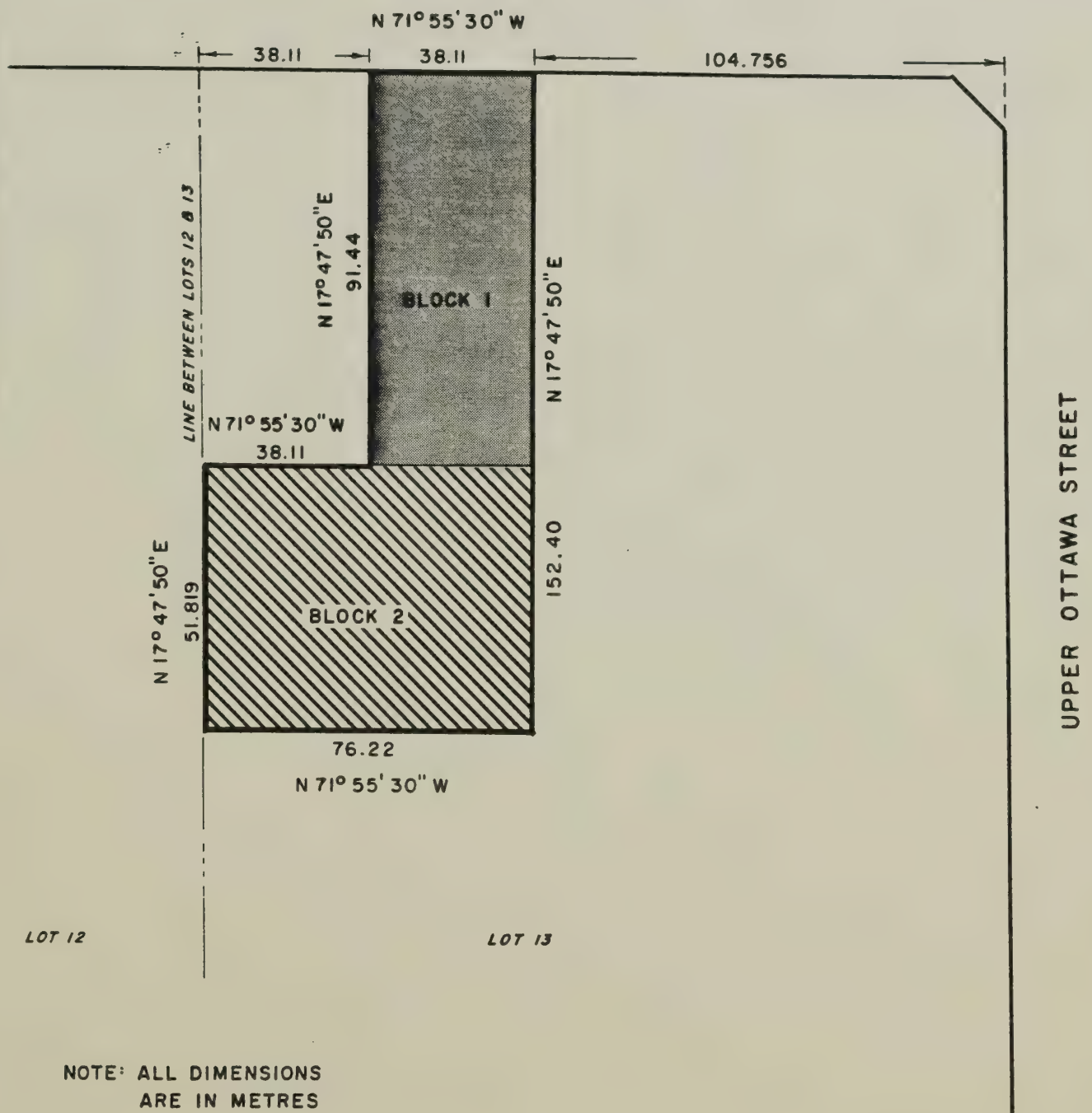
CERTIFIED A TRUE COPY


CITY CLERK





RYMAL ROAD EAST



THIS IS SCHEDULE "A" TO BY-LAW NO. 88-132
 PASSED THE 10th DAY OF May, 1988

[Signature]
 Clerk

[Signature]
 Mayor

CITY OF HAMILTON
 SCHEDULE "A"
 MAP FORMING PART OF
 BY-LAW NO. 88-132
 TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend

BLOCK 1  LANDS TO BE REGULATED
 BLOCK 2  BY BY-LAW NO. 88-132

North



Scale
 NOT TO SCALE

Date
 MARCH 10, 1988

Reference File No.
 ZA-87-117

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 133

To Adopt:

Official Plan Amendment No. 57

Respecting:

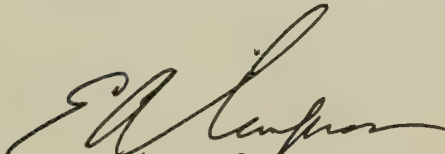
LANDS LOCATED AT MUNICIPAL NOS. 849 and 853 UPPER WENTWORTH STREET

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 57 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

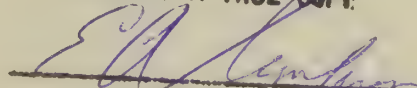
PASSED this 10th day of May

A.D. 1988.

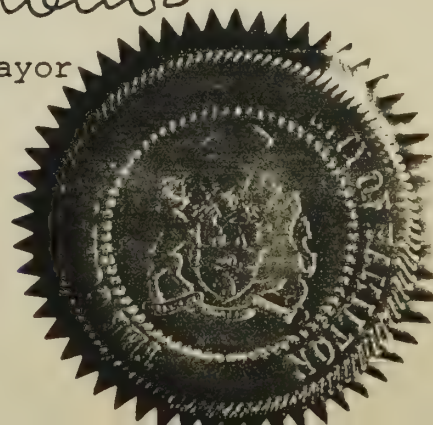

City Clerk


Mayor

CERTIFIED A TRUE COPY:


CITY CLERK

24



AMENDMENT NO. 57

TO THE

CITY OF HAMILTON OFFICIAL PLAN

The following text constitutes Official Plan Amendment No. 57.

PURPOSE

The purpose of this Amendment is to permit the development of an automotive centre and restaurant.

LOCATION

The lands affected by this Amendment are known municipally as 849 and 853 Upper Wentworth Street.

BASIS

City Council has deemed the proposed automotive centre and restaurant appropriate development at this location.

ACTUAL CHANGE

Policy A.2.9.3.28 of Subsection A.2.9.3 - Other Policy Areas be revised by adding the following to the end of the policy:

"However, for those lands known municipally as 849 and 853 Upper Wentworth Street, an automotive centre and restaurant will be permitted."

so that the entire policy will read as follows:

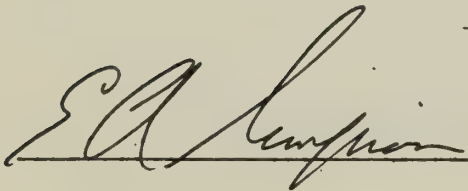
"Notwithstanding the permitted uses set out in Subsection A.2.2 (Commercial Uses), for those lands shown on Schedule "B" as SPECIAL POLICY AREA 33, high traffic generating commercial and public uses, such as restaurants and other places of assembly, will be prohibited. Further, it is intended that the number of new vehicular accesses onto Upper Wentworth Street from the affected lands will be limited. However, for those lands known municipally as 849 and 853 Upper Wentworth Street, an automotive centre and restaurant will be permitted."

IMPLEMENTATION

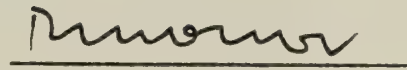
A zoning by-law amendment will give effect to the intended use of the subject lands.

This is Schedule 1 to By-law No. 88-133 passed on the 10th day of May, 1988.

THE CORPORATION OF THE
CITY OF HAMILTON

A handwritten signature in cursive script, appearing to read "E.A. Simpson", written over a horizontal line.

City Clerk

A handwritten signature in cursive script, appearing to read "R. McNamee", written over a horizontal line.

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 88- 134

To Adopt:

Official Plan Amendment No. 56

Respecting:

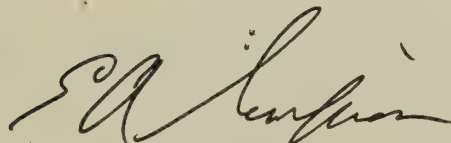
LANDS LOCATED AT THE REAR OF
MUNICIPAL NOS. 1489 to 1545 UPPER JAMES STREET
IN THE RYCKMANS NEIGHBOURHOOD

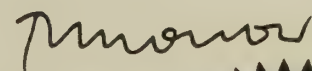
The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 56 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

PASSED this 10th day of May

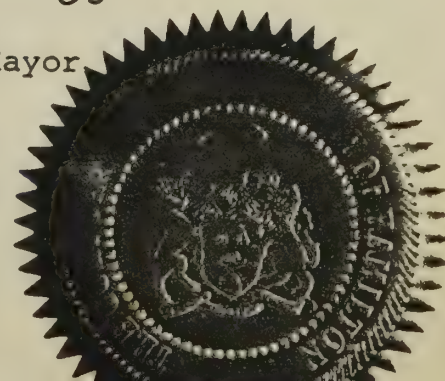
A.D. 1988.


City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK



1000

1000

1000

AMENDMENT NO. 56

TO THE

CITY OF HAMILTON OFFICIAL PLAN

The following text, together with Schedules "A" and "B", attached hereto, constitutes Official Plan Amendment No. 56.

PURPOSE

The purpose of this Amendment is to redesignate the subject lands from "Residential" to "Commercial" as shown on the attached Schedule "A" and extend boundaries of Special Policy Areas 31 and 31b, as shown on the attached Schedule "B".

LOCATION

This Amendment affects lands located at the rear of the properties known municipally as 1489 to 1545 Upper James Street in the Ryckmans Neighbourhood.

BASIS

This Amendment can be supported on the basis that it represents a comprehensive approach to the development of several individual properties along the Upper James St. frontage. This will enable the co-ordination of such elements as access, parking, architectural quality and design and landscaping.

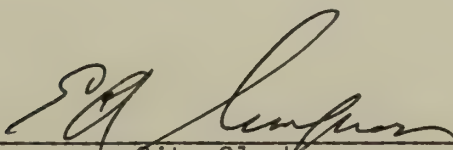
ACTUAL CHANGES

1. Schedule "A" - Land Use Concept be revised by redesignating the subject lands from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.
2. Schedule "B" - Other Special Policy Areas be revised by extending the boundaries of Special Policy Areas 31 and 31b as shown on the attached Schedule "B" of this Amendment.

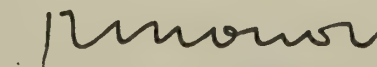
IMPLEMENTATION

The Zoning By-law will give the effect to the intended uses and requirements on the subject lands.

This is Schedule 1 to By-law No. 88 - 134 , passed on the 10th day of May , 1988.



City Clerk



Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 88- 135

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT
MUNICIPAL NOS. 1489 TO 1545 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 56, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by the Minister under the Planning Act at the time of the passing of this by-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land comprised in Block 2; and
- (c) by changing from "C" (Urban Protected Residential, etc.) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land comprised in Blocks 3 and 4; and
- (d) by changing from "E" (Multiple Dwellings, Lodges, Clubs, etc.) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land comprised in Block 5; and
- (e) by changing from "HH" (Restricted Community Shopping and Commercial) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land comprised in Block 6,

the extent and boundaries of each of which Blocks 1, 2, 3, 4, 5, and 6 are shown on a plan hereto annexed as Schedule "A".

2. The "G" (Neighbourhood Shopping Centre, etc.) district provisions applicable to the lands referred to in clauses (b), (c), (d) and (e) of section 1 are amended to the extent only of the special requirements that,

(a) notwithstanding subsection 13(1) of By-law No. 6593, the following,

(i) COMMERCIAL USES shall be permitted:

1. A medical or dental clinic or the office or treatment room of any doctor, dentist, osteopath or drugless practitioner.
2. A commercial school.
3. A liquor dispensary.
4. A brewer's warehouse and retail outlet.
5. An adult entertainment parlour.

(ii) RESIDENTIAL USES shall be permitted:

1. A motel, hotel or motor hotel.

(b) notwithstanding section 18A(12)(c) of By-law No. 6593, a visual barrier not less than 1.8 m. in height and not more than 2.0 m. in height shall be provided and maintained within a 9.1 m. wide landscaped strip along the easterly lot line;

(c) No access driveway shall be located along the easterly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, or shall any land be used, except in accordance with the "G" district provisions, subject to the special requirements referred to in section 2.

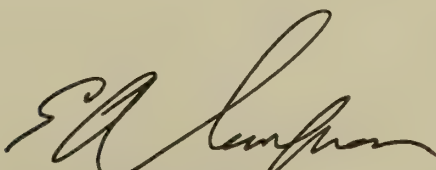
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1069.

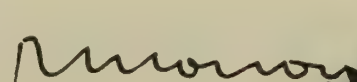
5. Sheet No. E-9D of the District Maps is amended by marking the lands referred to in clauses (b), (c), (d) and (e) of section 1 of this by-law, S-1069.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

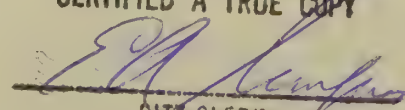
PASSED this 10th day of May

A.D. 1988.


City Clerk

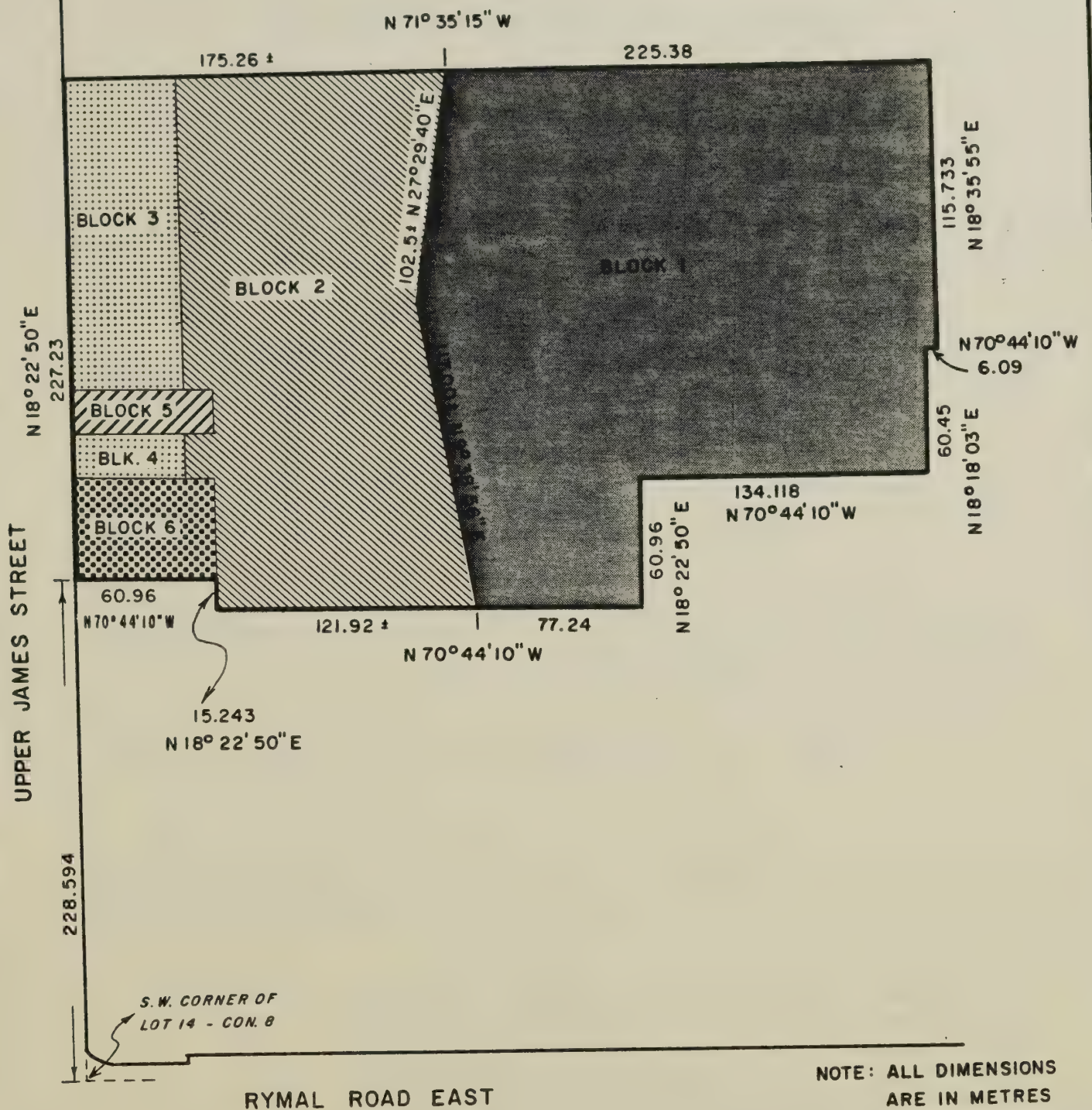

Mayor
CERTIFIED A TRUE COPY

(1988) 5 R.P.D.C. 12, March 8
491719 Ontario Ltd. and
663921 Ontario Inc. (J. Paisley), Owner
ZA-87-84


CITY CLERK

32





THIS IS SCHEDULE "A" TO BY-LAW NO. 88-135-----
 PASSED THE 10th DAY OF May, 1988

E. J. Loughran
 Clerk

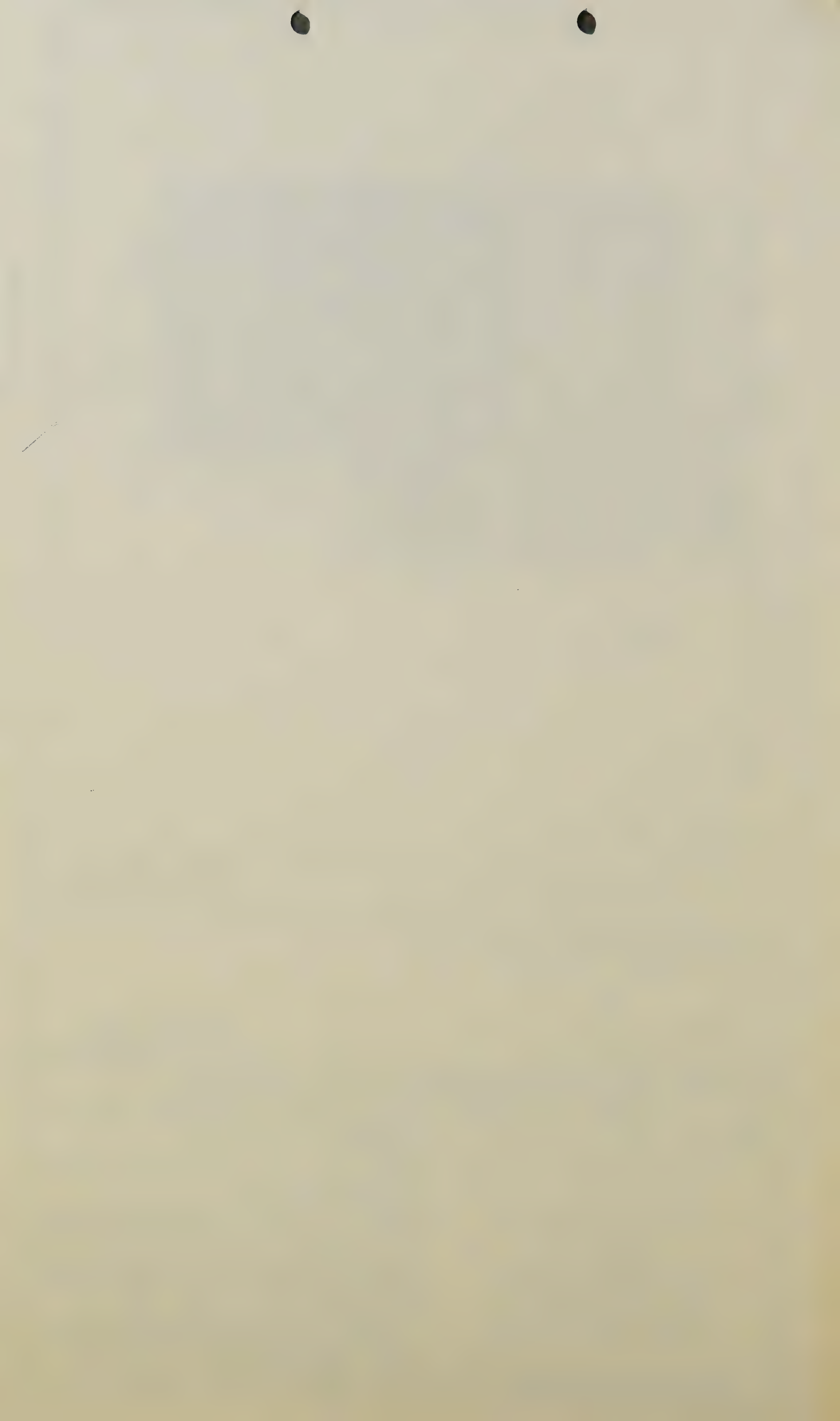
Mayor
 Mayor

North 	Scale NOT TO SCALE	Reference File No. ZA-87-84
	Date MARCH 17, 1988	Drawing No.

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 88-135
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend	
CHANGES IN ZONING FROM:	
BLOCK 1 	"AA" (AGRICULTURAL) DISTRICT TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.
BLOCK 2 	"AA" (AGRICULTURAL) DISTRICT TO "G" (NEIGHBOURHOOD SHOPPING CENTRE, ETC.) DISTRICT, MODIFIED.
BLOCKS 3 AND 4 	"C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "G" (NEIGHBOURHOOD SHOPPING CENTRE, ETC.) DISTRICT, MODIFIED.
BLOCK 5 	"E" (MULTIPLE DWELLINGS, LODGES, CLUBS, ETC.) DISTRICT TO "G" (NEIGHBOURHOOD SHOPPING CENTRE, ETC.) DISTRICT, MODIFIED.
BLOCK 6 	"HH" (RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL) DISTRICT TO "G" (NEIGHBOURHOOD SHOPPING CENTRE, ETC.) DISTRICT, MODIFIED.



The Corporation of the City of Hamilton

BY-LAW NO. 88- 136

To Amend:

Licensing By-law No.79-323

Respecting:

TAXI-CABS

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS Schedule 4 of the said by-law, as re-enacted by section 1 of By-law No. 85-57, passed on the 26th day of March, 1985, relates to "Taxi-Cabs";

AND WHEREAS it is intended to provide for the transferring of limited interests in taxi-cab licences (sometimes referred to as "taxi-cab leasing").

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Section 1 of Schedule 4 of By-law No. 79-323, as re-enacted by section 1 of By-law No. 85-57, is amended by adding thereto the following clause:

(ba) "limited interest agreement" means a written agreement in Form 2 wherein a limited interest in a licence is temporarily transferred by a plate owner, and containing terms and conditions prescribed in section 13(o) and other terms and conditions not contrary to this by-law;

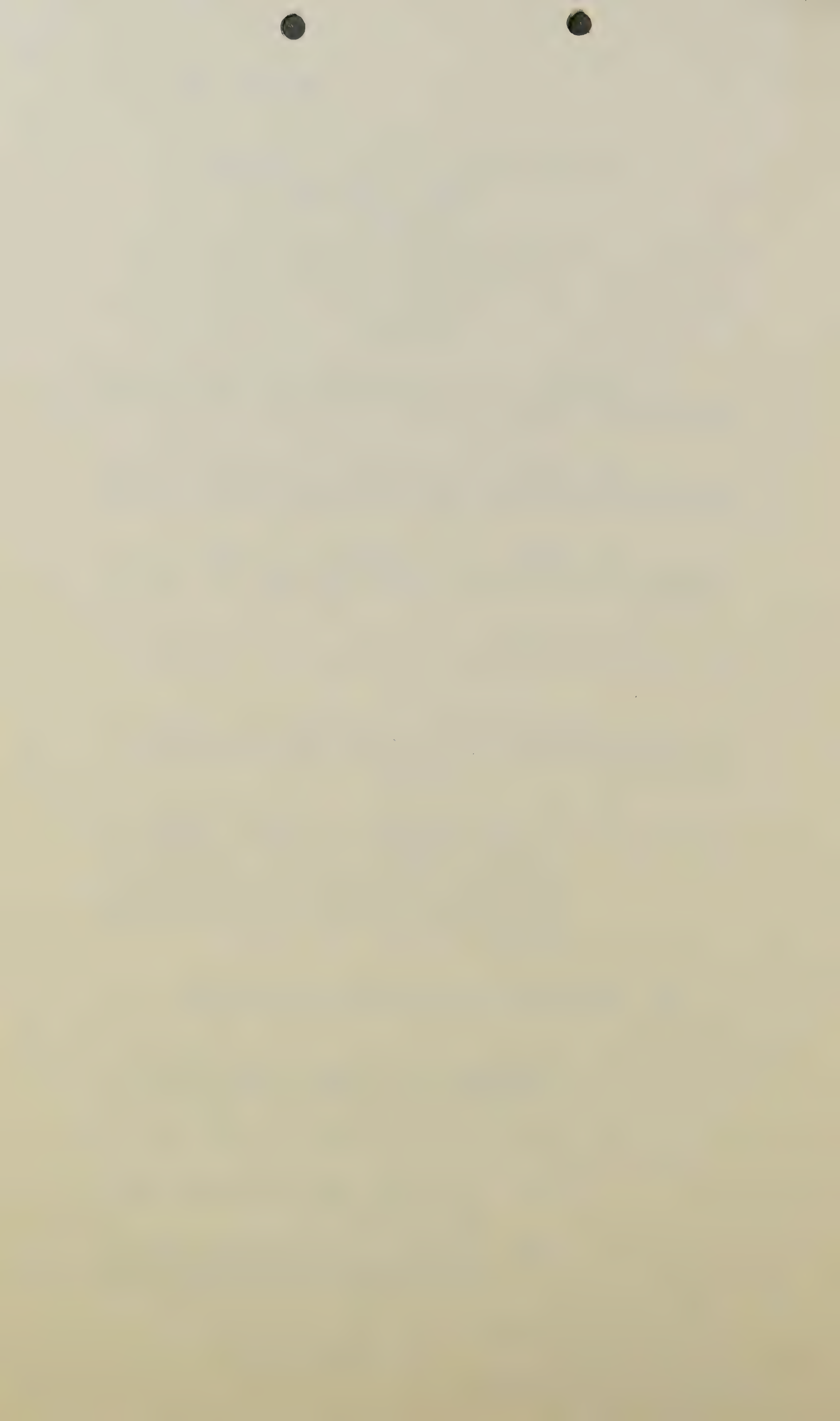
(2) Clauses 1(d), 1(e) and 1(l) of the said Schedule 4 are repealed and the following substituted therefor:

(d) "owner" includes the owner of a vehicle or a purchaser of a vehicle under contract, agreement, understanding or arrangement;

(e) "owner's licence" means, as the case may be,

(i) a licence taken out by an owner authorizing the use of the vehicle as a taxi-cab; or

(ii) a limited interest licence taken out by a plate user authorizing the use of the vehicle as a taxi-cab;



- (1) "taxi-cab owner" means, as the case may be,
- (i) a person who is the owner of a taxi-cab; or
 - (ii) a plate user; or
 - (iii) a person who makes an application for an owner's licence; or
 - (iv) a person referred to in clauses (i) or (ii) to whom an owner transfers his or her licence.

(3) Section 1 of the said Schedule 4 is amended by adding thereto the following clauses:

- (ea) "plate owner" means a person who holds a taxi-cab licence but who has ceased owning the taxi-cab respecting which the licence was issued;
- (eb) "plate user" means an individual owner who enters into a limited interest agreement with a plate owner;

(4) Paragraph 5 of section 13 of the said Schedule 4 is amended by adding thereto the following clause:

- (d) the taxi-cab is equipped with a two-way radio where the taxi-cab owner is the plate user.

2. Schedule 4 of the said by-law, as re-enacted by section 1 of By-law No. 85-57, is amended by adding thereto the following:

PART 3A

Limited Interest Agreements

13a. Notwithstanding any provision of this schedule, a plate owner may continue to hold a licence issued to that person as owner of a taxi-cab.

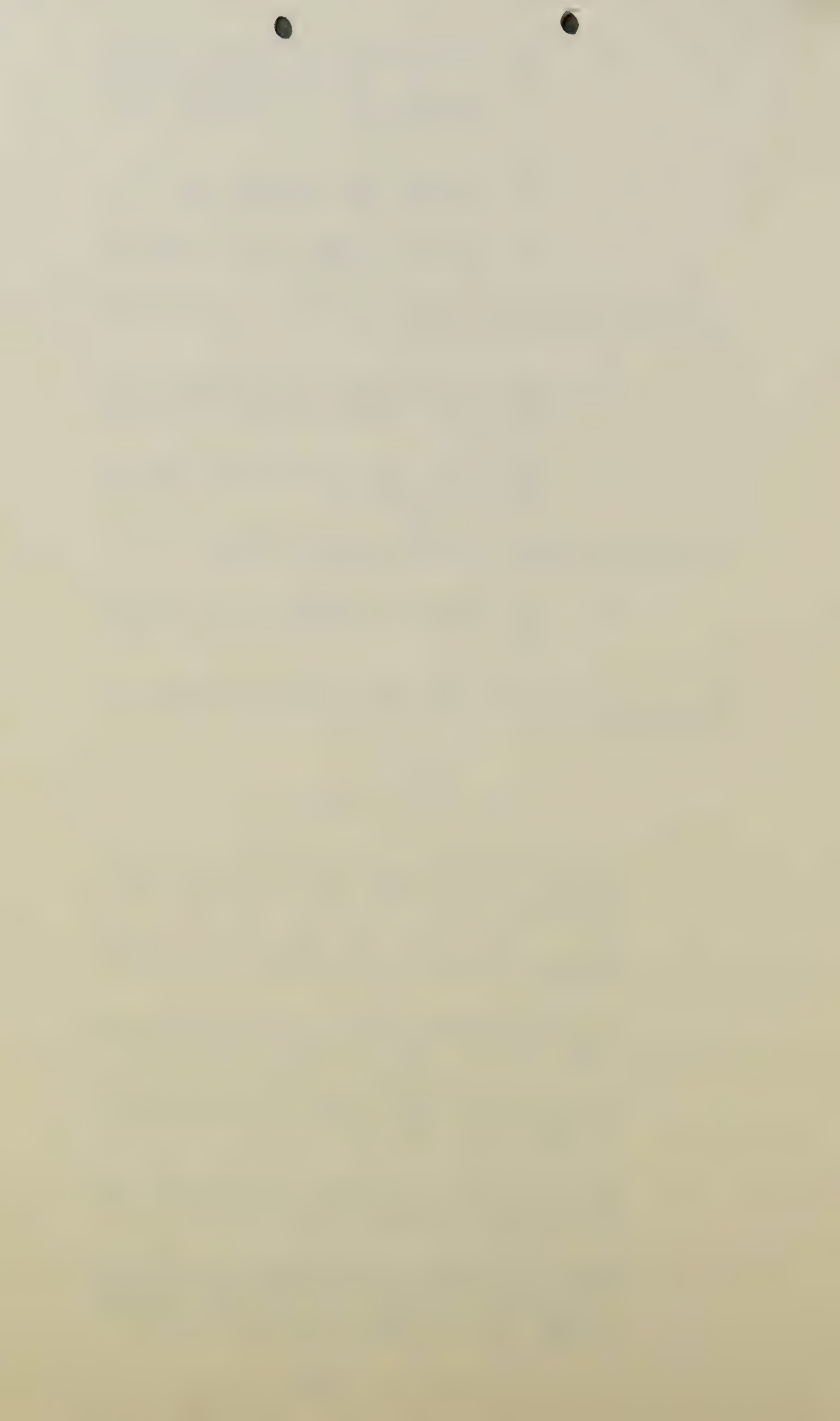
13b. A plate owner may enter into a limited interest agreement for use of the vehicle as a taxi-cab.

13c. No agreement except a limited interest agreement shall establish the eligibility of a plate user for a limited interest owner's licence.

13d. No plate user shall transfer the whole or any part of a limited interest owner's licence to any other person and any such direct or indirect transfer is null and void.

13e. Every limited interest agreement and every written agreement referred to in section 131, shall expire upon the sale or other disposition of the taxi-cab by the plate user.

13f. No more than one limited interest agreement shall be entered into by a plate owner in respect of the licence issued to the plate owner and any transfer of more than one limited interest agreement in the licence is null and void.



13g. No plate owner shall transfer directly or indirectly or purport to transfer any limited interest in a taxi-cab licence to any person other than a plate user.

13h. The amount of consideration in the limited interest agreement is fair as approved by the Licence Committee and no additional consideration shall be required, directly or indirectly, from the plate user.

13i. No application for a limited interest owner's licence shall be accepted and no licence issued unless the limited interest agreement is complete and duly executed and witnessed.

13j. A limited interest licence taken out by a taxi-cab owner shall expire on the date the plate user ceases using the vehicle as a taxi-cab or otherwise transfers ownership in the vehicle to another person.

13k. Every limited interest agreement shall be filed with the Issuer of Licences within seven days of the application by a plate user for an owner's licence or within seven days of the date on which the limited interest agreement comes into force, whichever is first.

13l. Where a written agreement described as a lease agreement has been entered into before the day of the coming into force of this Part, the written agreement shall be filed with the Issuer of Licences within seven days of such day.

13m. When a limited interest agreement is for a term of more than seven days, the limited interest agreement may be terminated upon seven days notice in writing to the other party and to the City.

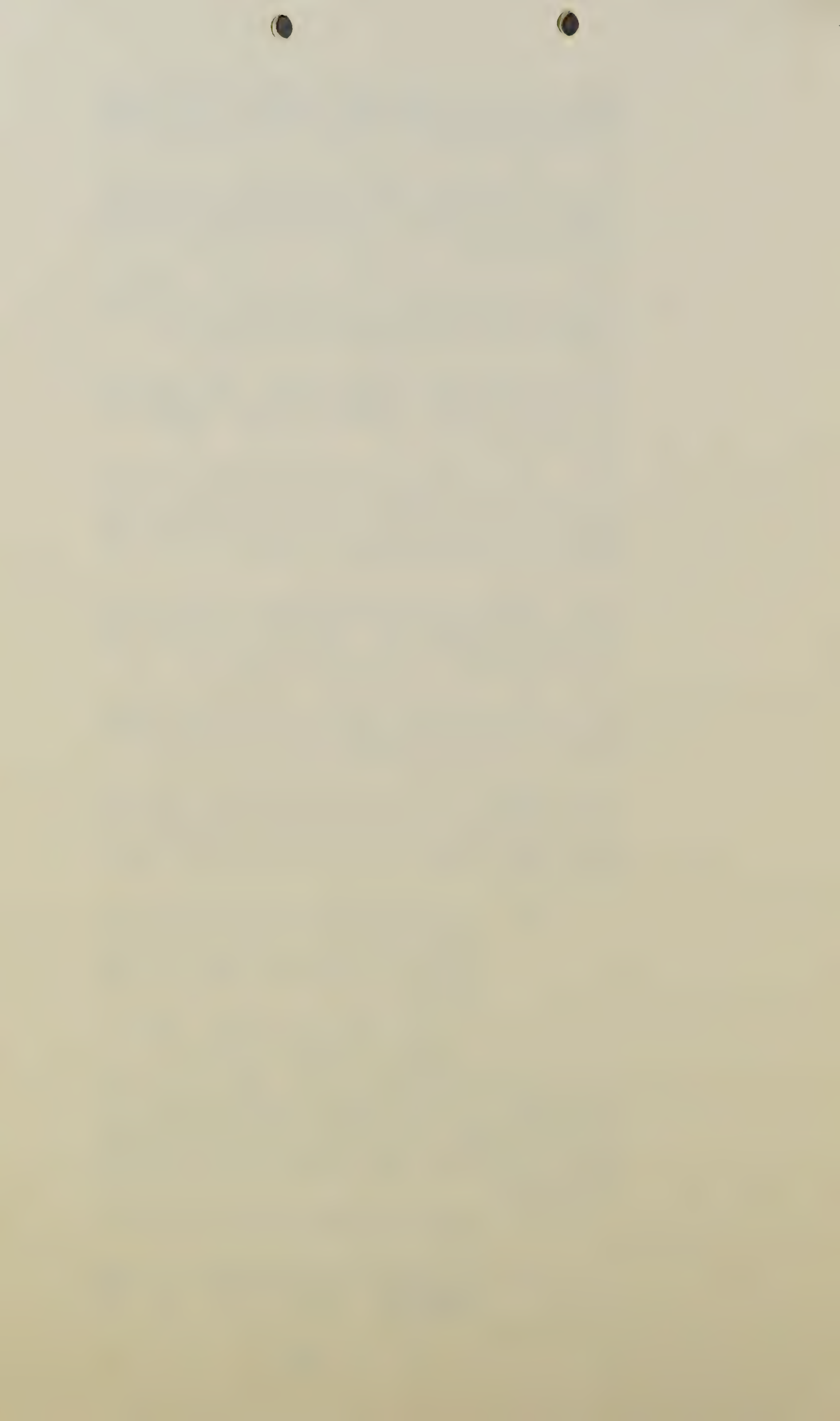
13n. Where a limited interest agreement referred to in section 13b or a written agreement referred to in section 13l is for a period in excess of one year, the plate user shall file with the City within seven days of the date on which the yearly period ends,

(a) a notice in writing satisfactory to the Issuer of Licences that the agreement is in full force and effect and has not been revised, amended, altered, or changed in any way; or

(b) a copy of the revised, amended, altered or changed agreement.

13o. Every plate owner and every plate user shall notify the Issuer of Licences in writing, of the expiration or sooner termination of the limited interest agreement not later than seven days after the date of expiration or termination and include in the notice the following information:

1. The proposed use of the taxi-cab, if any.
2. The name and address of any other proposed plate user of the taxi-cab.



3. The identity of the person having custody and control of the taxi-cab after the date of expiration or termination.

13p. Every limited interest agreement shall include the following information set out in a manner and in a form satisfactory to the Issuer of Licences:

1. The name and business address of the plate owner and plate user.
2. The make, model, serial number, year of taxi-cab and full description of all equipment appurtenant thereto and serial numbers, if any.
3. The motor vehicle permit plate number issued under the Highway Traffic Act.
4. The City of Hamilton taxi-cab licence number and year.
5. The date on which the plate owner was issued the licence proposed to be the subject of the limited interest agreement.
6. That the plate user is the sole owner in his or her right of the taxi-cab.
7. The plate user is the holder of a current motor vehicle permit issued under the Highway Traffic Act.
8. Full particulars of all consideration given by each party to the limited interest agreement, in money or in any other kind, direct or indirect, including fees or rental, and a breakdown of all other amounts given by the plate user to the plate owner, together with a list of all services, rights or other consideration given to the plate user by the plate owner in return therefor.
9. Full particulars as to the responsibility of each of the parties for the maintenance, repairs, gas and oil for the taxi-cab, and any requirements as to where and how such maintenance, repairs or purchases are to be made and as to payment therefor.
10. A term to the effect that where the plate user transfers or purports to transfer the limited interest, that the limited interest agreement is immediately terminated on a date fixed by the plate owner.
11. Date of termination of the limited interest agreement and in the case of a periodic limited interest agreement, particulars as to whether the agreement is on a daily, weekly, monthly, yearly or other basis.



12. Date on which the limited interest agreement comes into force and date of execution by the parties and date the agreement is witnessed.

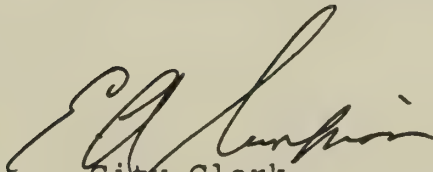
3. (1) Part 10 of the said Schedule 4 is amended by striking out "Licence Fees" in the heading and inserting in lieu thereof "Licence and Filing Fees".

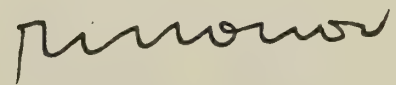
(2) Section 28 of the said Schedule 4 is amended by adding thereto the following clauses:

- (i) for filing a copy of an agreement referred to in section 13k and 13l.....\$25.00;
- (ii) for filing a copy of a notice or an agreement referred to in section 13n.....\$25.00.

PASSED this 10th day of May

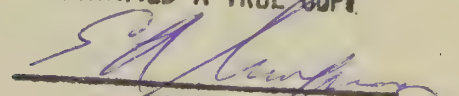
A.D. 1988.


City Clerk


Mayor



CERTIFIED A TRUE COPY


CITY CLERK



FORM 2

SCHEDULE 4

[S. 1(ba)]

LIMITED INTEREST AGREEMENT

THIS AGREEMENT made on the _____ day of _____,
19 ____.

B E T W E E N:

Hereinafter called the "PLATE OWNER"
of the First Part

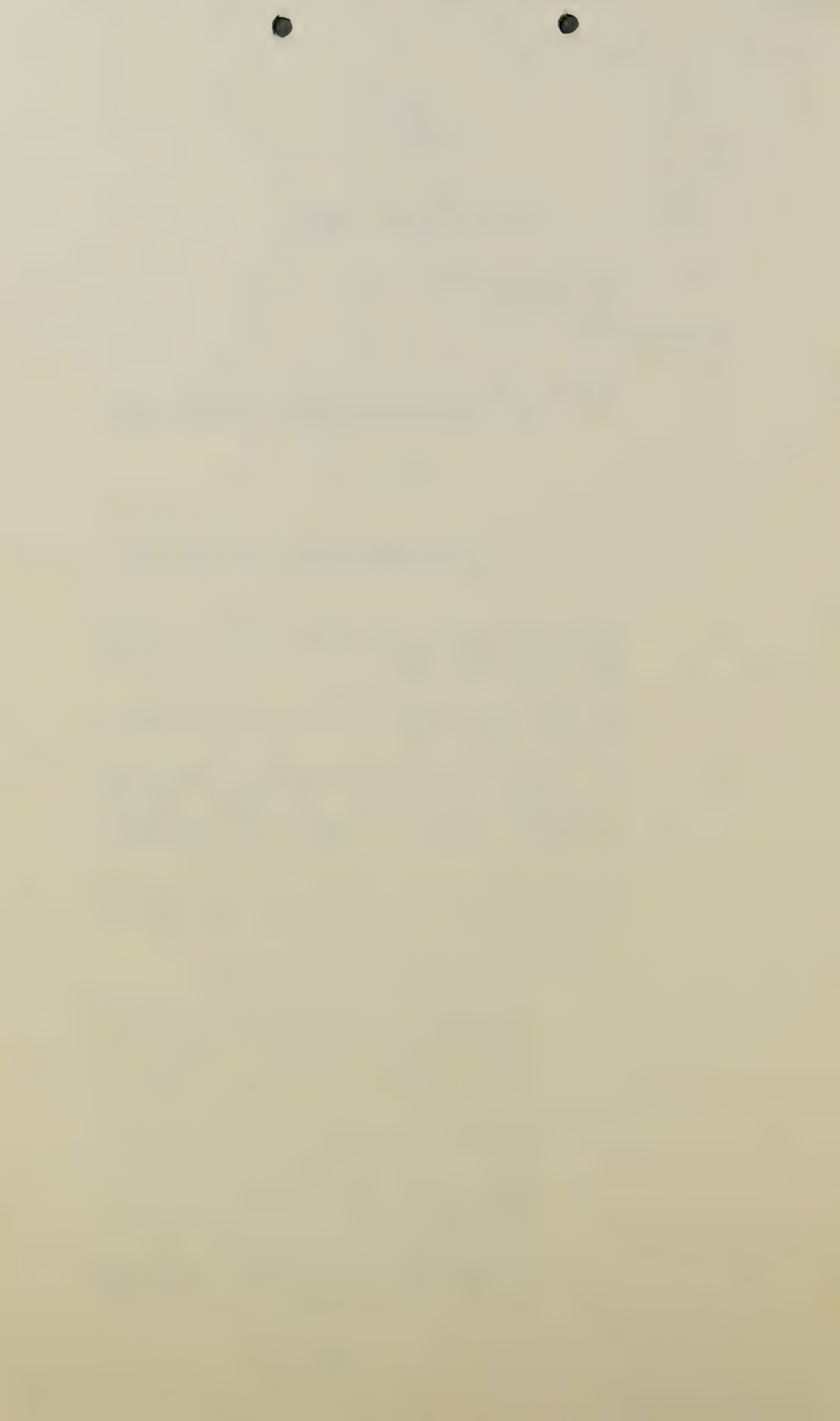
- and -

Hereinafter called the "PLATE USER"
of the Second Part

1. WHEREAS THE PLATE OWNER holds a taxi-cab licence but has ceased owning a taxi-cab respecting which the licence was issued;
2. AND WHEREAS THE PLATE USER is the owner of a taxi-cab but is not the holder of a licence respecting a taxi-cab;
3. AND WHEREAS THE PLATE OWNER and the PLATE USER intend herein to enter into this Agreement (hereinafter referred to as a "limited interest agreement") wherein a licence is transferred temporarily by the PLATE OWNER to the PLATE USER.
4. NOW THEREFORE THIS AGREEMENT WITNESSETH in consideration of the mutual covenants and an agreement hereinafter contained, the PARTIES hereto mutually covenant and agree as follows:

A. PLATE OWNER'S COVENANTS AND AGREEMENTS:

1. An interest in City of Hamilton taxi-cab licence hereinafter referred to is hereby transferred to the PLATE USER for a period commencing on the _____ day of _____, 19____, and ending on the _____ day of _____, 19____.
2. My full and correct name and business address is _____.
3. The City of Hamilton taxi-cab licence number and year of issue is _____.
4. The date on which the licence, which is the subject of this Agreement was issued _____.



5. Full particulars of all consideration given by me, whether in money or in any other kind, direct or indirect, including fees and/or rental _____

_____.
6. List of all services, rights or other considerations, given by me to the PLATE USER _____

_____.
7. Full particulars of my responsibility for the maintenance, repairs, gas and oil for the taxi-cab _____

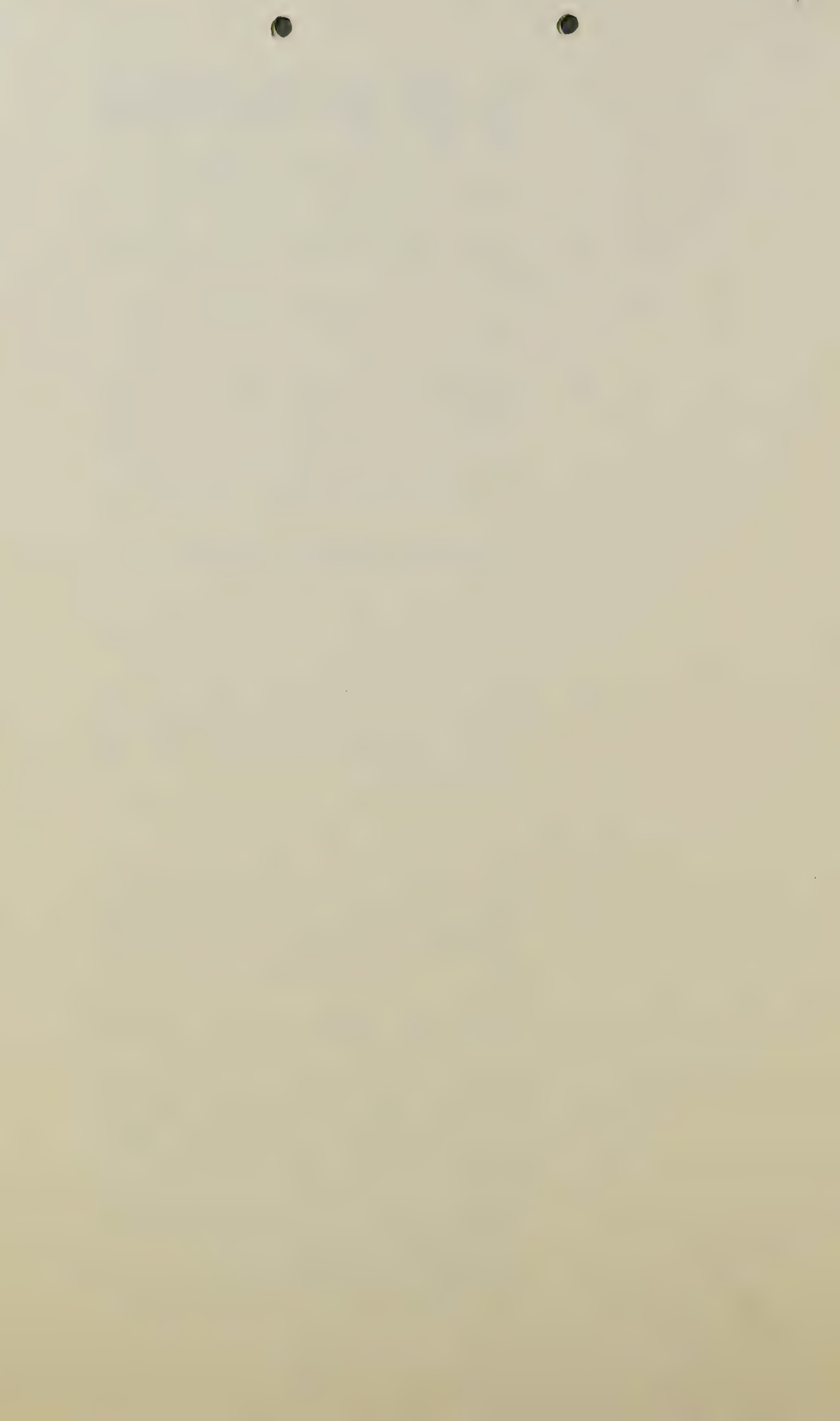
_____.
8. Full particulars as to where and how the maintenance, repairs or purchases are to be made and the payments therefor _____

_____.
9. Where the PLATE USER transfers or purports to transfer the limited interest in this Agreement, this Agreement is hereby terminated on the date of the transfer or purported transfer or on the following date _____
_____.

B. PLATE USER'S COVENANTS AND AGREEMENTS.

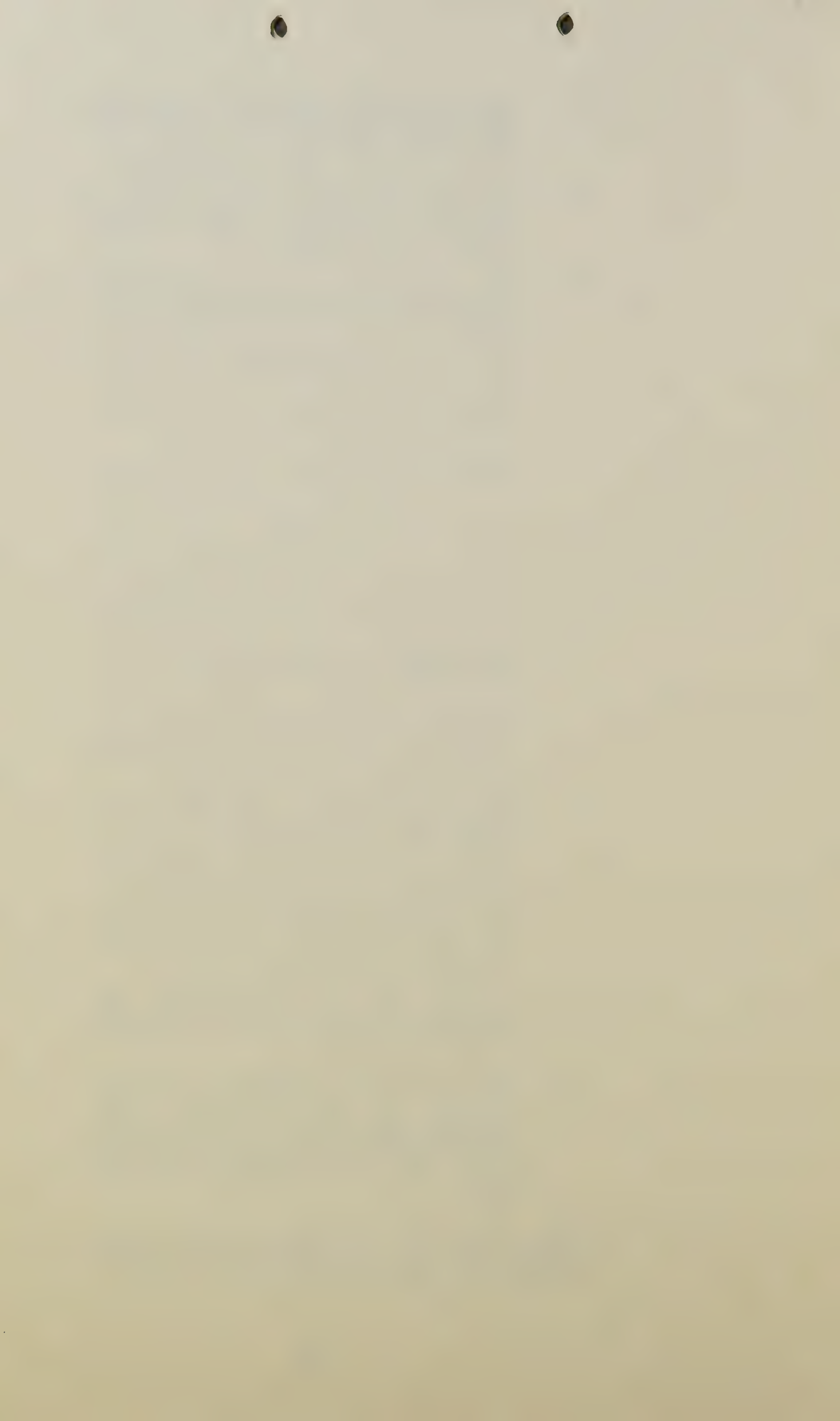
1. The interest in the City of Hamilton taxi-cab licence hereinbefore referred to and transferred to me by the PLATE OWNER is hereby accepted by me without reservation for a period commencing on the _____ day of _____, 19____.
2. My full and correct name and business address is _____
_____.
3. The make, model, serial number, year and full description of all equipment which is used with the taxi-cab and serial number and year of the equipment, are _____

_____.



4. The motor vehicle permit plate number for the taxi-cab owned by me, issued under THE HIGHWAY TRAFFIC ACT is _____.
5. I am the sole owner in my own right of the taxi-cab respecting which the PLATE OWNER is transferring to me a limited interest in his licence.
6. Full particulars of all consideration given by me, whether in money or in kind, direct or indirect, including fees and/or rental _____.
7. Breakdown of all other amounts given by me to the PLATE OWNER _____.
8. Full particulars of my responsibility for the maintenance, repairs, gas and oil for the taxi-cab _____.
9. Full particulars as to where and how the maintenance, repairs or purchases are to be made and payments therefor _____.
10. I will take out, before using the taxi-cab, insurance in accordance with regulation 3 of section 13 of Schedule 4 of By-law No. 79-323.
11. Upon any transfer or purported transfer, directly or indirectly, the limited interest in this Agreement, this Agreement shall be terminated on the date of the transfer or purported transfer or on the date, if any, fixed by the PLATE OWNER.

C. OTHER TERMS AND CONDITIONS by the Parties hereto set out in SCHEDULE "A" to this AGREEMENT not contrary to By-law No. 79-323.



D. PLATE OWNER'S AND PLATE USER'S JOINT COVENANTS
AND AGREEMENTS:

1. The Agreement herein shall be for a period commencing on the _____ day of _____, 19____ and ending on the _____ day of _____, 19____.
2. This Agreement is made on the following basis -- daily, weekly, monthly, yearly or _____.
3. This Agreement comes into force on the _____ day of _____, 19____.
4. This Agreement shall be deemed to be executed by both Parties hereto and Witnessed on the _____ day of _____, 19____.

IN WITNESS WHEREOF the Parties hereto have affixed their hands and seals

THIS _____ day of _____, 19____.

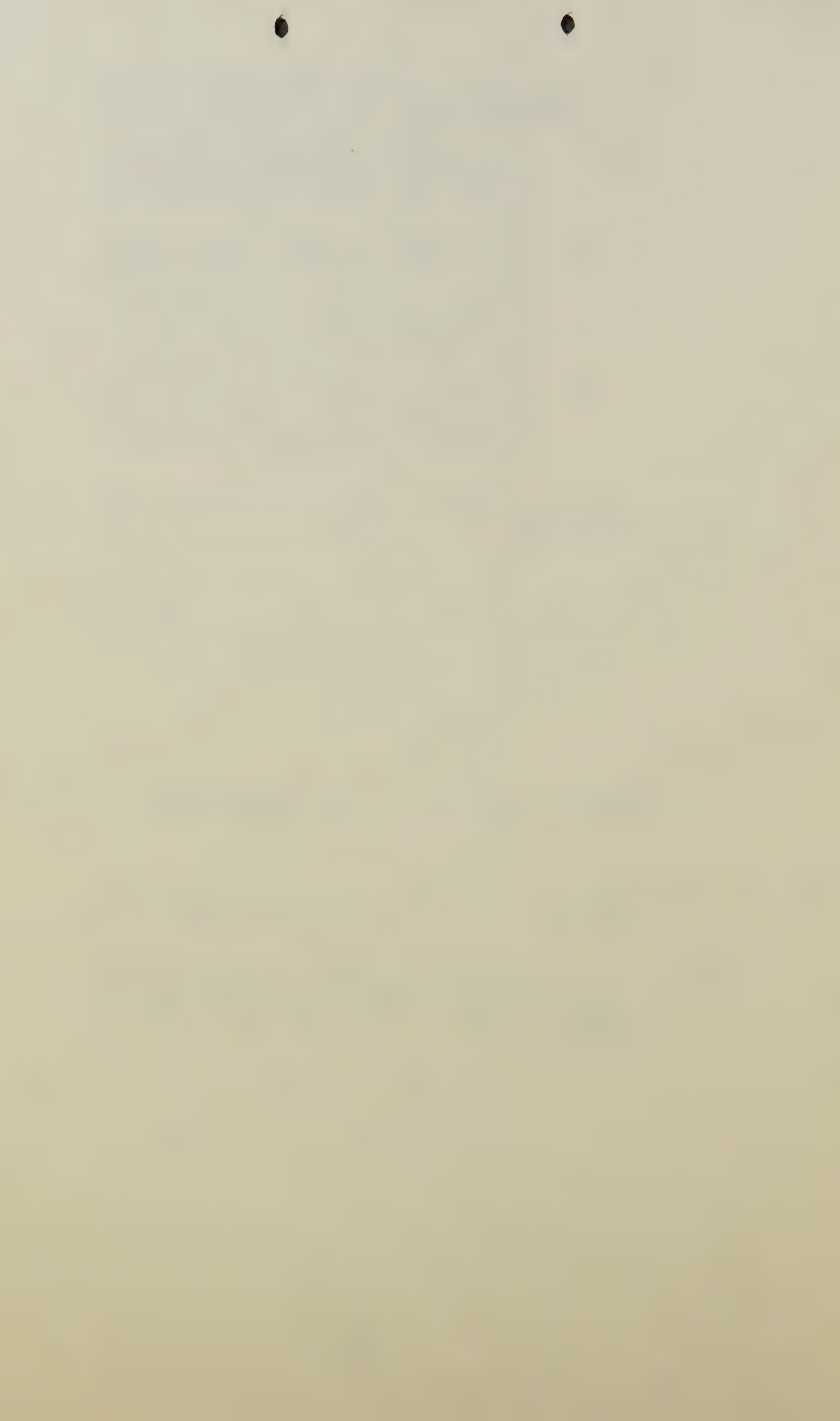
Witness

PLATE OWNER

Witness

PLATE USER

Note: If insufficient space, please enumerate provision on reverse side of page on which the provision appears and use or add pages and initial and date.



SCHEDULE "A"

To Limited Interest Agreement

OTHER TERMS AND CONDITIONS

The Corporation of the City of Hamilton

BY-LAW NO. 88-137

To Amend:

Licensing By-law No. 79-323

Respecting:

TAXI-CABS

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS Schedule 4 of the said by-law, as re-enacted by section 1 of By-law No. 85-57, passed on the 26th day of March, 1985, relates to taxi-cabs;

AND WHEREAS it is intended to revise the existing provisions in Schedule 4 concerning applicants' knowledge of taxi-cab operations in the city.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 4 of Schedule 4 of By-law No. 79-323, as enacted by section 1 of By-law No. 85-57, is repealed and the following substituted therefor:

4. (1) Every applicant for a licence shall, before a licence is issued, undertake and successfully complete one or more written tests pertaining to his or her knowledge of,

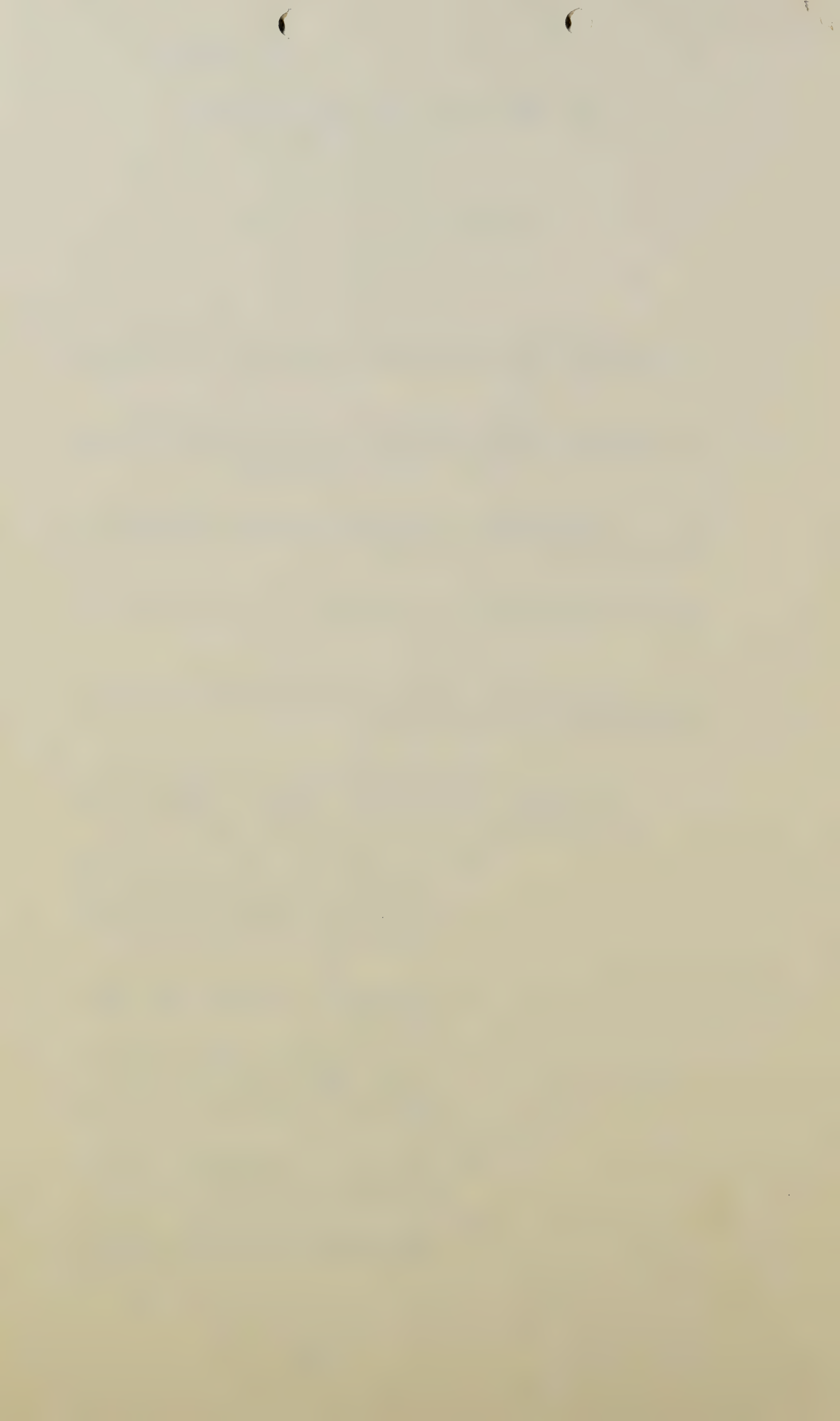
(a) the operation of the taxi-cab licences and of the City of Hamilton Licensing Departments and of By-law No. 79-323 as it relates to taxi-cabs and livery vehicles; and

(b) the laws and regulations pertaining to traffic and motor vehicles; and

(c) the relationship between taxi-cab drivers and livery vehicle drivers to passengers including duties, behaviours, appearance, decorum; and

(d) the use of the equipment part of taxi-cabs including radio, taximeter, roof lights; and

(e) the use of trip sheets, making damage reports and record keeping; and

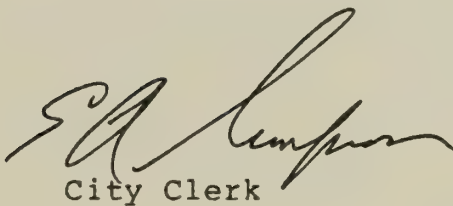


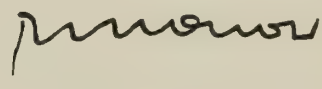
- (f) the location of streets, public buildings, hospitals, transportation terminals, points of interest and use of street guides.

(2) Notwithstanding any other provision of this by-law, no licence shall be issued to an applicant unless,

- (a) the applicant achieves not lesser than 70% on each test required to be undertaken; and
- (b) the applicant has a photo identification taken by the city.

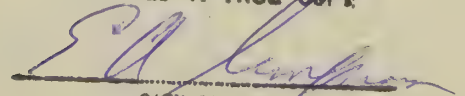
PASSED this 10th day of May A.D. 1988.


City Clerk


Mayor



CERTIFIED A TRUE COPY


CITY CLERK

1. The first part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom.

2. The second part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom.

The Corporation of the City of Hamilton

By-Law No. 88- 138

To Amend:

Licencing By-law No. 79-323

Respecting

Livery Vehicles

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licencing Code, 1979";

AND WHEREAS Schedule 4a of the said by-law, as re-enacted by section 1 of By-law No. 85-57, passed on the 26th day of March, 1985 relates to "Regulated Vehicles" including livery cabs;

AND WHEREAS it is intended to establish separate provisions for livery cabs in a separate schedule.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (1) Clause 1(e) of Schedule 4a of By-law No. 79-323 as re-enacted by section 1 of By-law No. 85-57 is repealed.

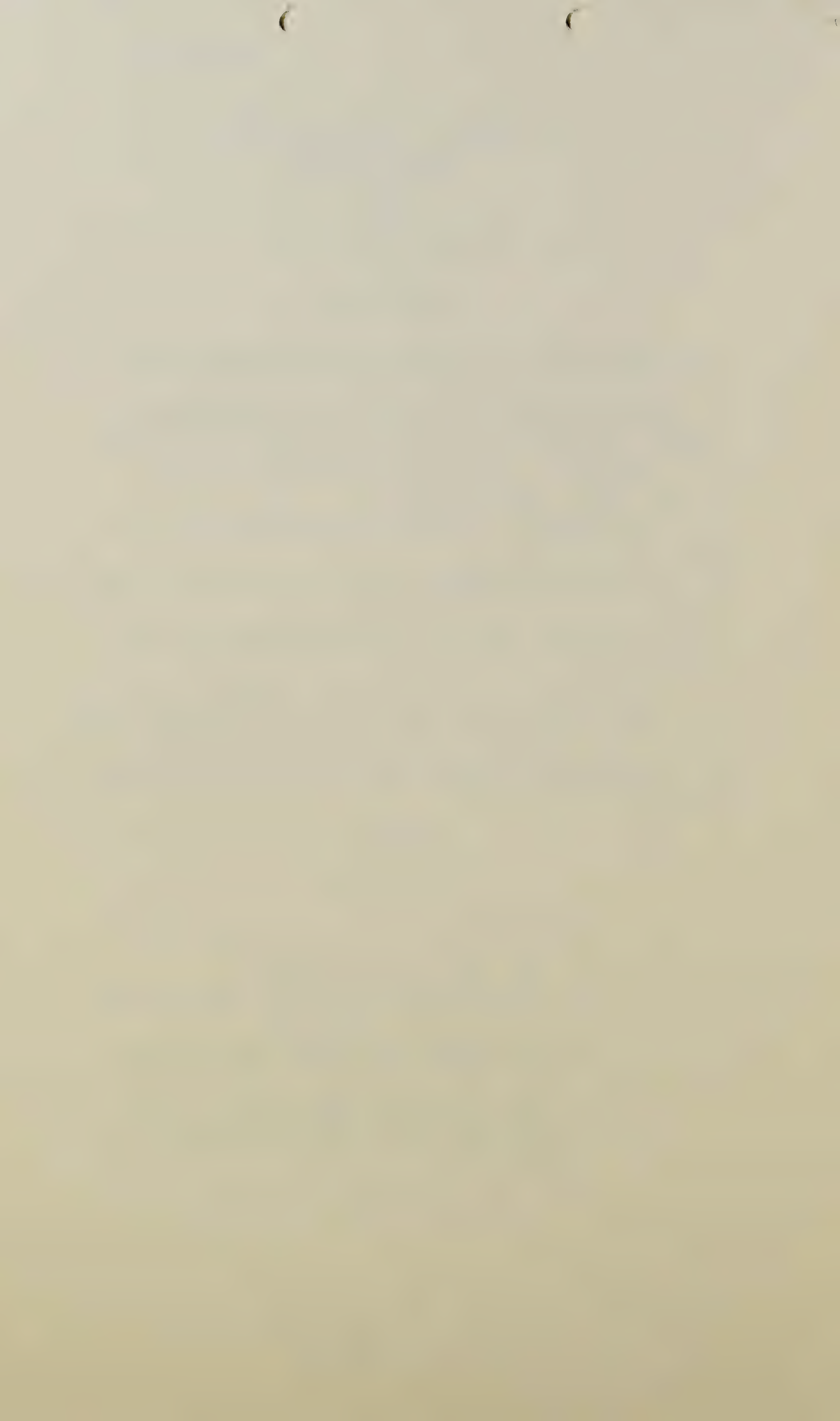
(2) Sub-clause (i) of clause 1(g) of the said schedule 4a is amended by striking out "livery cab" in the second line.

(3) Section 12 of the said Schedule 4a is repealed.
2. By-law 79-323 as amended by By-law No. 85-57 is amended by striking out the heading "SCHEDULE 4a" and substituting therefor "SCHEDULE 4b"
3. By-law 79-323 as amended by By-law No. 85-57 is amended by adding thereto the following schedule:

SCHEDULE 4a

LIVERY VEHICLES

1. In this schedule,
 - (a) "City" means the City of Hamilton;
 - (b) "driver's licence" means a licence issued to a livery vehicle driver under this by-law;
 - (c) "livery vehicle" means a vehicle for hire at a flat rate by agreement that does not contain a taximeter;
 - (d) "livery vehicle driver" means a person who drives a vehicle described as a livery vehicle and a livery vehicle owner who has complied with regulation 1 of section 10.



- (e) "livery vehicle owner" means, as the case may be,
 - (i) a person who is the owner of a livery vehicle; or
 - (ii) a person who makes application for an owner's licence; or
- (f) "owner" includes the owner of a vehicle or a purchaser of a vehicle, under contract, agreement, understanding or arrangement;
- (g) "owners licence" means a licence taken out by an owner authorizing the use of the vehicle as a livery vehicle.

PART 1

ADMINISTRATION

- 2. (1) There shall be taken out by,
 - (a) every livery vehicle owner for each vehicle owned by him; and
 - (b) every driver of a livery vehicle, unless he is already currently licensed by the City as a taxicab driver.

a separate licence from the City authorizing each of them to carry on or engage in their several trades, callings, businesses or occupations in the City.

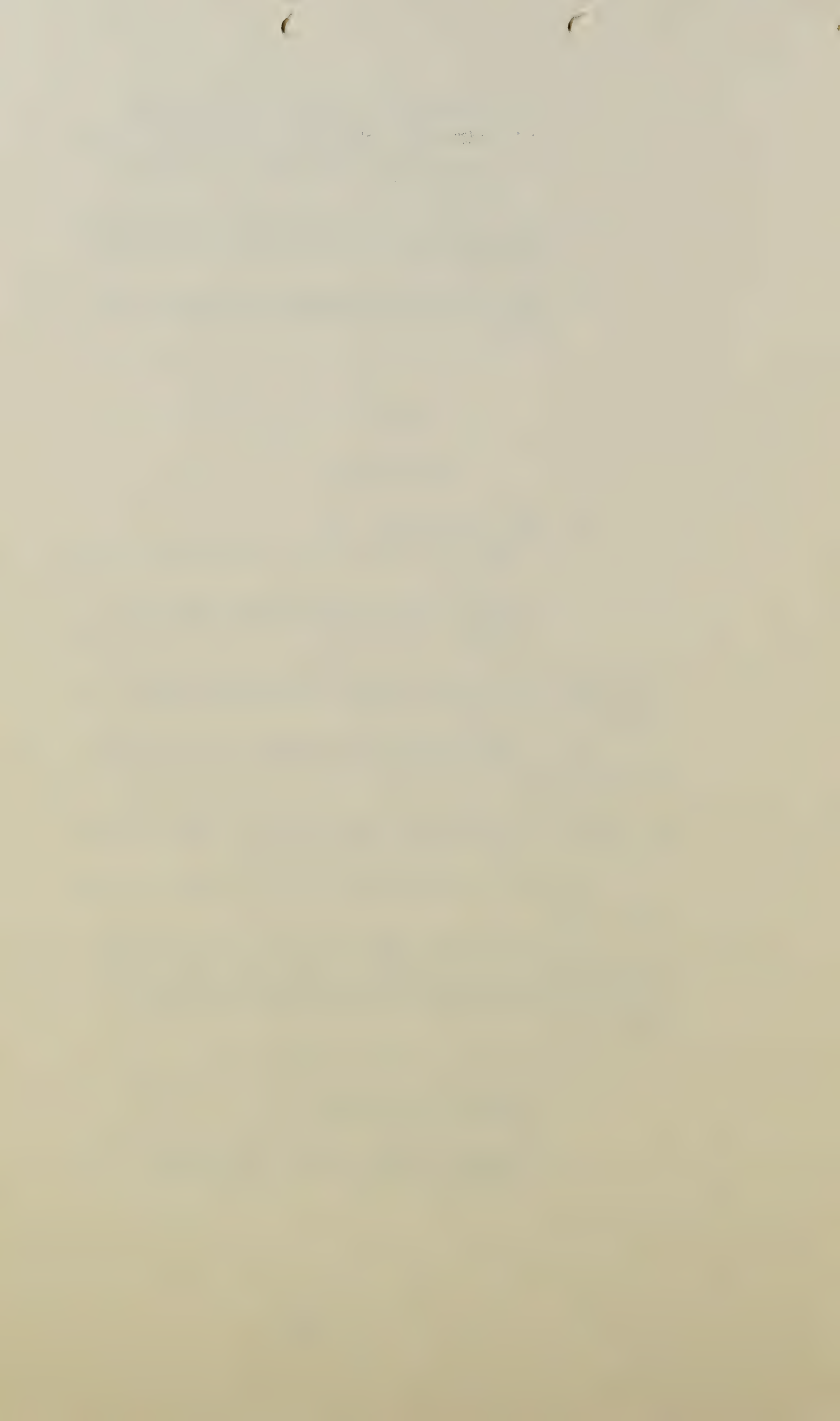
(2) No person referred to in subsection 1 shall carry on the business of conveying passengers for hire in a livery vehicle, without a licence.

(3) Every licence certificate issued to a livery vehicle owner shall show the identity of the one vehicle in respect of which the licence was issued to the livery vehicle owner.

(4) A separate licence certificate shall be issued for each livery vehicle.

3. (1) Except where the applicant is the holder of current licence issued to a taxi-cab owner under Schedule 4, every applicant for an owner's licence or a drivers' licence, or a renewal of the licence shall attend at the office of the Issuer of Licences and make and file an application in person and not by an agent or representative.

- (2) Where a livery vehicle is owned by,
 - (a) a partnership, a partner shall attend for the purpose of subsection 3;
 - (b) a limited company, the chief operating officer of the company shall attend for the purpose of subsection 3



(3) Every applicant who is a livery vehicle owner shall fully complete the application as required by this by-law.

(4) Except where the applicant is the holder of a current licence issued to a taxi-cab owner under Schedule 4, every applicant who is a livery vehicle driver shall fully complete an application in FORM 3.

(5) Every applicant for licence as a livery vehicle driver shall, in addition to other information required under this by-law, with his application and renewal of application, provide for inspection by the Issuer of Licences, a Class "G" licence issued under The Highway Traffic Act.

4. (1) Every applicant for a licence shall, before a licence is issued, undertake and successfully complete one or more written tests pertaining to his or her knowledge of,

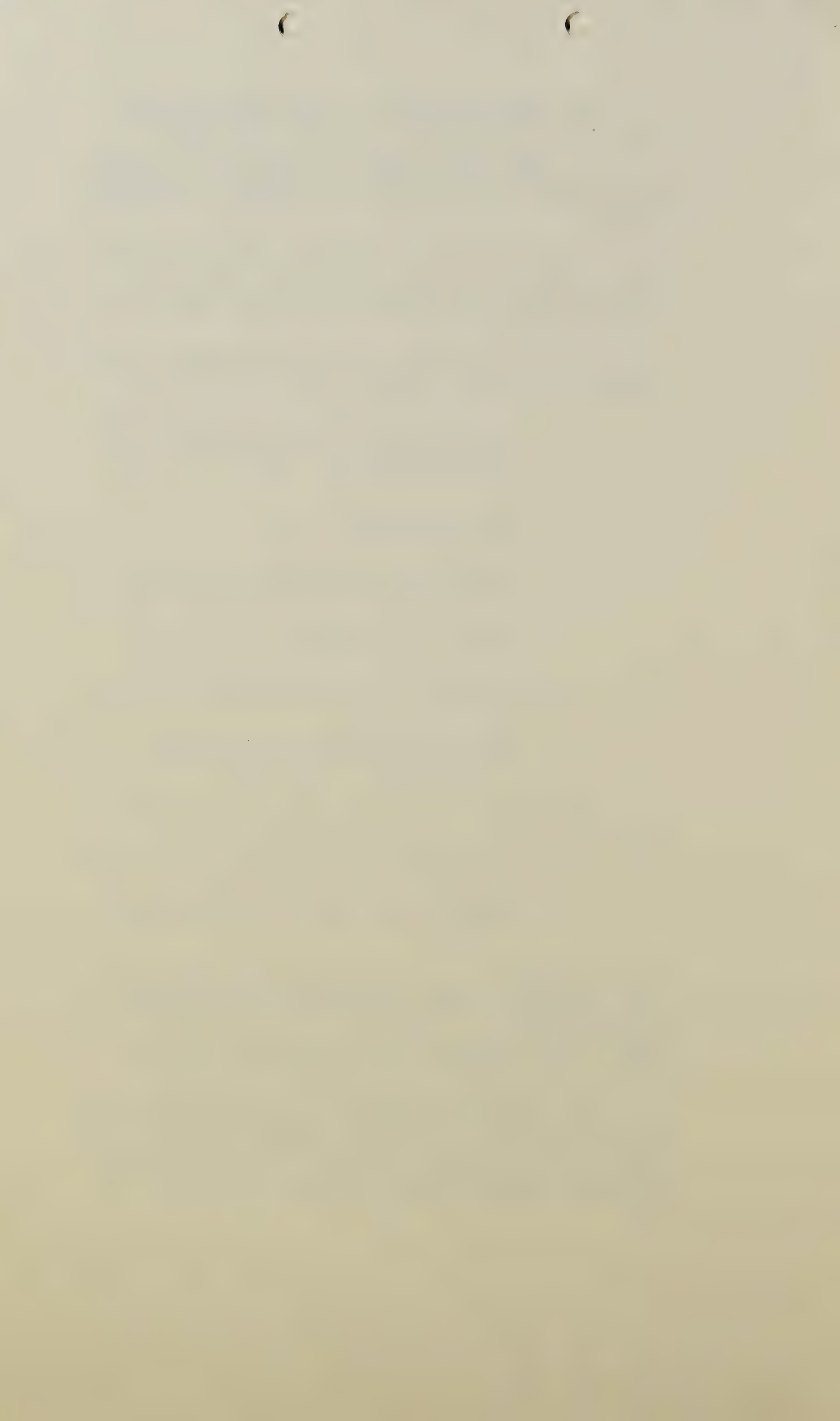
- (a) the operation of the taxi-cab licenses and of the City of Hamilton Licencing Department and of By-law No. 79-323 as it relates to taxi-cabs and livery vehicles; and
- (b) the laws and regulations pertaining to traffic and motor vehicles; and
- (c) the relationship between taxi-cab drivers and livery vehicle drivers to passengers including duties, behaviours, appearance, decorum; and
- (d) the use of the equipment part of taxi-cabs including radio, taximeter, roof lights; and
- (e) the use of trip sheets, making damage reports and record keeping; and
- (f) the location of streets, public buildings, hospitals, transportation terminals, points of interest and use of street guides.

(2) Notwithstanding any other provision of this by-law, no licence shall be issued to an applicant unless

- (a) the applicant achieves not lesser than 70% on each test required to be undertaken; and
- (b) the applicant has a photo identification taken by the City.

5. (1) Before a licence is issued, the livery vehicle owner or livery vehicle driver shall, if required, by the City, provide a medical certificate in a form supplied by the City signed by a duly qualified medical practitioner in the Province of Ontario, certifying that the owner or driver of the livery vehicle is physically and mentally fit to drive a livery vehicle.

(2) Every livery vehicle owner and every livery vehicle driver shall provide a certificate of the Medical Officer of Health for the Regional Municipality of Hamilton-Wentworth, as to the health of the owner or driver from time to time as the City may require by notice in writing delivered to the owner or driver at his business address or place of residence, by first class mail.



6. Every livery vehicle owner and every livery vehicle driver shall be at least eighteen years of age.

7. Every livery vehicle owner and every livery vehicle driver shall notify the Issuer of Licences within seven days of a change of address and produce his or her licence for the changes of address to be entered thereon.

8. No licensee who is the holder of a licence as a livery vehicle owner shall enter into any written agreement or oral agreement, directly or indirectly, permitting or acquiescing in the operation of the livery vehicle for which the licence was issued, by any other person who is not a licenced livery vehicle driver.

PART 2

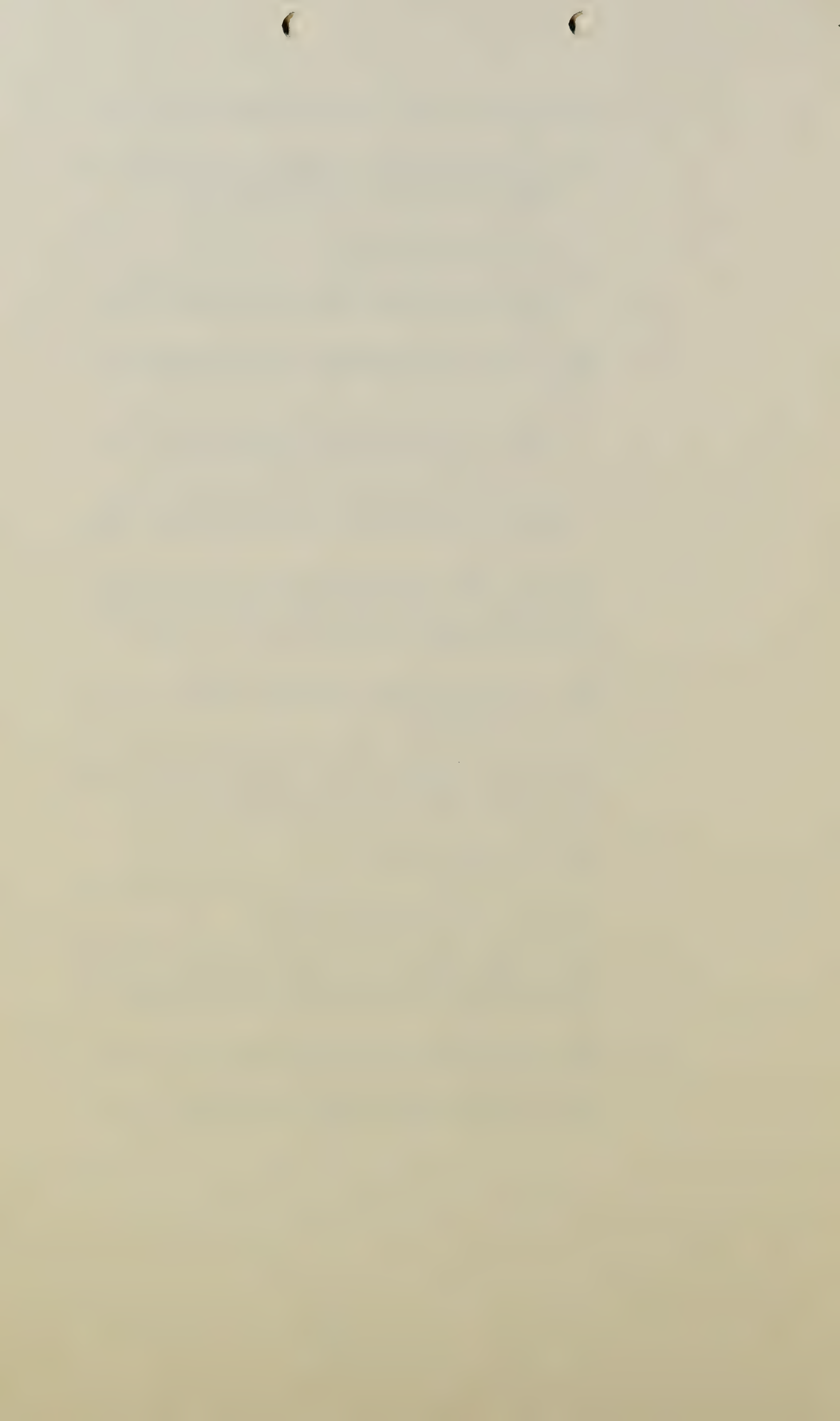
LIVERY VEHICLE OWNERS

9. Every livery vehicle owner shall comply with the following regulations:

1. Before acting as a driver of a livery vehicle owned by him,
 - (a) comply with all the requirements for the issuance of a livery vehicle drivers' licence except payment of a licence fee for a driver's licence and;
 - (b) obtain the approval of the Licence Committee, duly endorsed and shown on the owner's licence.
2. Before issuance of an owner's licence, provide the City with such written particulars of all vehicles to be used as livery vehicles as the City may request, identifying each vehicle by make and serial number.
3. For each livery vehicle for which the owner holds a licence, and before use of the livery vehicle,
 - (a) procure a policy of insurance in respect of the livery vehicle in an amount not less than \$500 000. exclusive of interest and costs, against loss or damage resulting from bodily injury to or death of one or more persons or from loss or damage to property resulting from any once accident; and
 - (b) provide in the policy of insurance referred to in clause (a), for passenger hazard in an amount not less than \$500 000., exclusive of interest and costs; and
 - (c) cause to be endorsed on the policy of insurance referred to in clause (a), that the City shall be given at least ten days prior notice of any cancellation, expiration or change in the amount of the insurance or in terms of the policy; and
 - (d) deposit a certified true copy of the policy of insurance and all endorsements with the City.
4. Maintain the policy of insurance referred to in regulation 3, of this section, in force during the period for which the licence is issued and in force.



5. Use or permit to be used only a livery vehicle where prior to its use,
 - (a) the owner has produced a registration issued under The Highway Traffic Act, in respect of class of motor vehicle to be used as a livery vehicle; and
 - (b) the City has been informed of any changes in the motor vehicle registration; and
 - (c) submitted the motor vehicle to the City for approval and has obtained authorization for the vehicle to be used.
6. Subject to The Highway Traffic Act, not use or permit to be used any livery vehicle that does not have affixed to the vehicle,
 - (a) a City of Hamilton licence plate having an identity number and indication that the livery vehicle is used in the licensed business as a livery vehicle; or
 - (b) a duplicate licence plate, as may be supplied by the City at the expense of the owner of a livery vehicle where the original licence plate has been lost, defaced or destroyed.
7. Affix to the back of each livery vehicle in a manner and in a position approved by the City any livery vehicle licence plate issued by the City and maintain the licence plate only in the approved position during the period for which the licence is in force.
8. Cause a livery vehicle to be submitted for inspections from time to time by such person and at such times and places as the City may designate.
9. Make such improvements or repairs to the livery vehicle, its equipment or any component thereof as may be required by the City and within such time period specified by the City, to such standards as may be approved by the Licence Committee.
10. Immediately check for mechanical defects in the livery vehicle reported by a driver.
11. Not operate or permit to be operated as a livery vehicle any vehicle not in good mechanical condition.
12. Not operate or permit to be operated as a livery vehicle any vehicle unless a Motor Vehicle Safety Certificate on a form and in a manner approved by the Province of Ontario has been filed with the City in a manner and frequency approved by the Licence Committee.
13. Not employ or permit any person other than a licensed driver employed by him to operate his livery vehicle.
14. Not use the livery vehicle for the separate carrying of parcels, letters, documents, goods or chattels.



PART 3

LIVERY VEHICLE DRIVER

10. Every livery vehicle driver shall comply with the following regulations:

1. Not drive a livery vehicle unless a driver's licence has been issued to him and is in force.
2. Operate a livery vehicle only if the livery vehicle is,
 - (a) in clean condition as to its interior and exterior; and
 - (b) in good repair as to its interior and exterior; and
 - (c) dry as to its interior; and
 - (d) free from mechanical defects; and
 - (e) in fit condition for the purpose for which the vehicle is used; and
 - (f) in safe driving condition
3. Examine the livery vehicle for any defects, immediately before the livery vehicle is to be driven.
4. Not drive a livery vehicle unless the livery vehicle plate issued by the City is affixed to the livery vehicle for which it was issued as required by the Schedule.
5. Carry his driver's licence with him at all times while the livery vehicle is being operated by him.
6. Immediately produce for inspection, the driver's licence upon request to do so by a Licence Inspector or Police Constable.
7. Not drive a livery vehicle with luggage or other material piled or placed in a manner that obstructs the view of the livery vehicle driver.
8. Not carry in a livery vehicle used for hire a greater number of occupants or persons that the manufacturer's rating of seating capacity of such livery vehicle, inclusive of driver.
9. Affix and maintain affixed when driving a livery vehicle, his photo identity card in a place in the livery vehicle approved by the Licence Committee in such a manner that the photograph and name are plainly visible and readable by a passenger in the back seat.
10. Not drive a livery vehicle unless the City's current licence number are displayed as required by this Schedule.
11. Not make repairs to the livery vehicle while upon a public street unless the repairs are immediately required to render the livery vehicle operable.



12. While in charge of a livery vehicle,

- (a) maintain his person in a neat and clean appearance;
and
- (b) be civil, well-behaved and polite in manner

13. Immediately upon termination of any hiring or other engagement,

- (a) search the livery vehicle for any property lost or left therein; and
- (b) deliver any property over to the person owning same;
or
- (c) deliver the property to the licence authority with all relevant information concerning the property, if the owner cannot be found.

14. Not permit, while in charge of a livery vehicle, any person other than the owner or an employee of the owner of the livery vehicle to drive the livery vehicle.

15. Immediately report to the owner of the livery vehicle,

- (a) any defect of which he is or becomes aware;
- (b) any accident in which he was involved while operating the livery vehicle;
- (c) any enforcement tickets or summons issued to him by an enforcement officer for violations occurring while operating the livery vehicle.

11. No person, including the driver, shall smoke a cigarette, cigar, pipe or any tobacco using devices without the consent of the occupants of the livery vehicle.

12. No owner, driver or other person shall use or cause to be used or arrange for the use of, directly, indirectly at any time by agreement or understanding or otherwise a livery vehicle in substitutionn for a taxi-cab.

PART 5

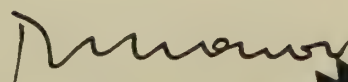
LICENCE FEES

13. The amount of licence fee for a licence granted under this schedule shall be as follows:

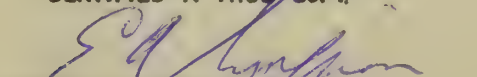
- 1. For a livery vehicle owners licence\$138.00
- 2. For a livery vehicle drivers licence \$ 25.00
- 3. For renewal of a livery vehicle drivers licence..\$ 25.00

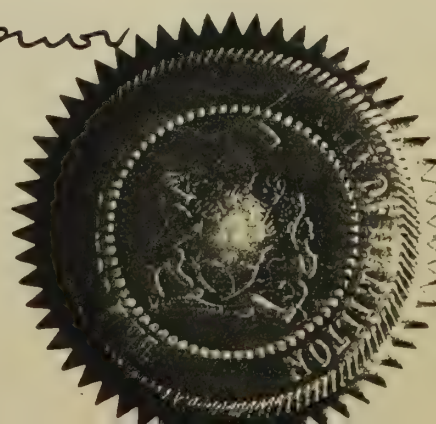
PASSED THIS 10th DAY OF May 1988.

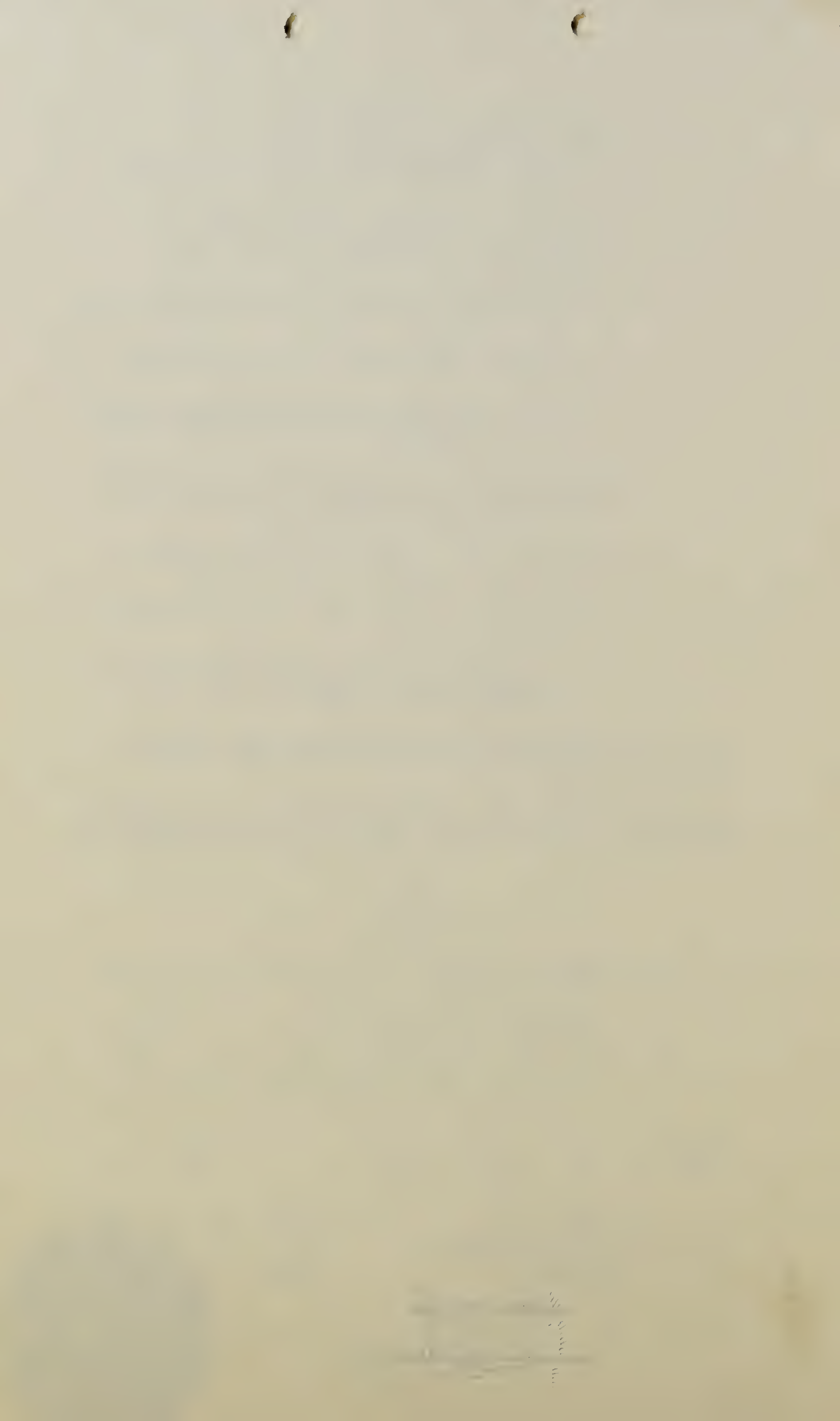

CITY CLERK


MAYOR

CERTIFIED A TRUE COPY.


CITY CLERK





The Corporation of the City of Hamilton

BY-LAW NO. 88- 139

To Amend:

Licensing By-law No. 79-323

Respecting:

ADDITIONAL TAXI LICENCES

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS Schedule 4 of the said by-law, as re-enacted by By-law No. 85-57, passed on the 26th day of March, 1985, relates to taxi-cabs;

AND WHEREAS By-law No. 86-344, passed on the 9th day of December, 1986, amended By-law No. 79-323 by providing for an additional number of taxi-cab licences to be issued in each of the years 1987, 1988, 1989 and 1990;

AND WHEREAS By-law No. 87-326, passed on the 10th day of November, 1987, further amended By-law No. 79-323 by striking out the numeral "3" in subsection 5(b) of section 2 of Schedule 4 to the said By-law No. 79-323 and substituting in lieu thereof the numeral "5";

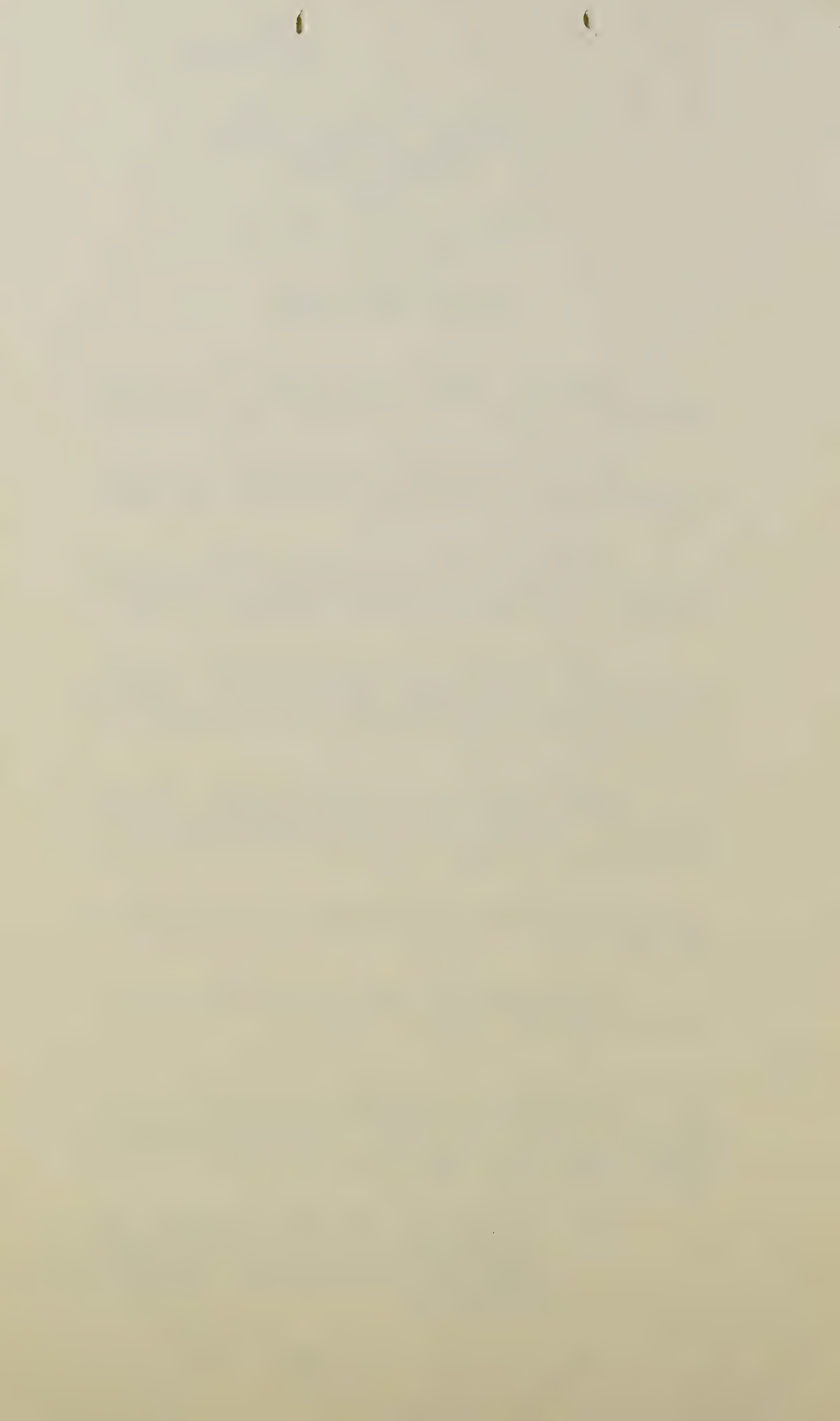
AND WHEREAS By-law No. 88-30, passed on the 26th day of January, 1988 further amended By-law No. 79-323 by striking out the numeral "5" in subsection 5(b) of section 2 of Schedule 4 to the said By-law No. 79-323 and substituting in lieu thereof the numeral "25";

AND WHEREAS it is intended to provide for an additional number of taxi-cab licences to be issued in the year 1988.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

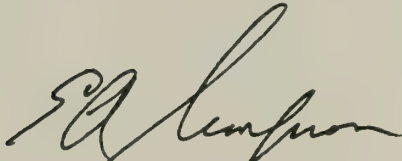
1. Clause 2(5)(b) of Schedule 4 of By-law No. 79-323, re-enacted by section 1 of By-law No. 85-57, as enacted by section 1 of By-law No. 86-344 and amended by By-law No. 87-326 and By-law No. 88-30, is further amended by adding thereto the following subsection:

(bb) for the year 1988, not more than 20 taxi owner licences shall be issued effective September 1, 1988, in addition to the total number of licences issued pursuant to subsection (b).



2. The remaining sections of Schedule 4 are hereby confirmed, unchanged.

PASSED this 10th day of May, A.D. 1988.

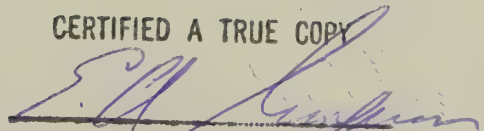

City Clerk

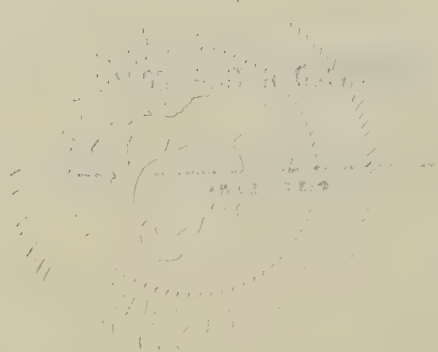

Mayor

(1988) 7 R.L.C. 1(a)iii, May 10



CERTIFIED A TRUE COPY


CITY CLERK



BY-LAW NO. 88 - 140

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 10 DAY OF MAY A.D., 1988.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

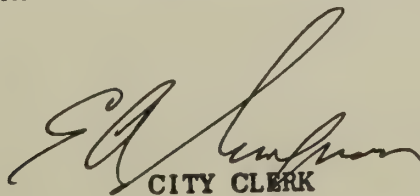
AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

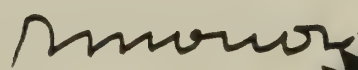
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

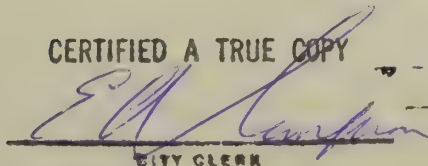
1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of May A.D. 1988


CITY CLERK


MAYOR

CERTIFIED A TRUE COPY


CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 88 - 141

To Appoint:

A COMMISSIONER TO THE HAMILTON HARBOUR COMMISSIONERS

WHEREAS The Statutes of Canada, 2 Geo. V. Cap. 98 (1912) does provide in section 6 as follows:

6. 1. The Corporation shall consist of three commissioners, one of whom shall be appointed by the Council of the City of Hamilton, and two by the Governor of Council.
2. The Commissioner to be appointed by the City of Hamilton shall be nominated in the Council, and an affirmative vote of at least two-thirds of the members of the Council present and voting shall be necessary for his election.
3. The Commissioner so appointed shall hold office for three years, subject to removal, and until his successor is appointed, and shall be eligible for re-appointment.
4. No member of the Council shall be eligible to be a commissioner.

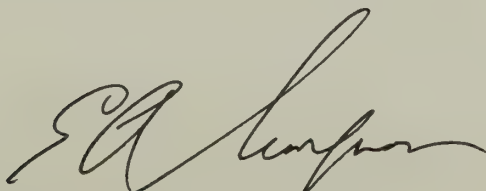
AND WHEREAS the term of office of the commissioner appointed by the Council of the City of Hamilton was from April 15, 1985.

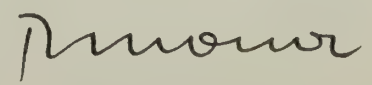
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following person, having been nominated in the Council is hereby appointed a commissioner of The Hamilton Harbour Commissioners to hold office for three years from April 15, 1988:

Mr. Duncan Beattie

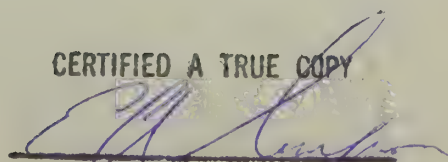
PASSED by a vote of two-thirds of all members of the Council present and voting this 31st day of May 1988.

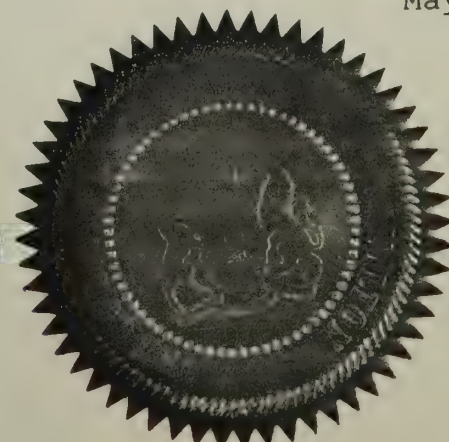

City Clerk


Mayor

1

CERTIFIED A TRUE COPY


CITY CLERK





The Corporation of the City of Hamilton

BY-LAW NO. 88- 142

To Adopt:

THE CROWN POINT WEST/STIPELEY COMMUNITY IMPROVEMENT PLAN

WHEREAS section 1 of By-law No.87-56, passed on the 24th day of February, 1987 designated the area described in Schedule "A" and shown on Schedule "B" thereto as a community improvement project area in accordance with subsection 28(2) of The Planning Act, 1983;

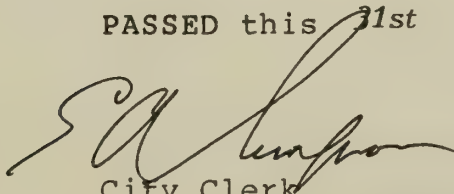
AND WHEREAS it is intended to adopt a community improvement plan for the said area in accordance with subsection 28(4) of the said Act.

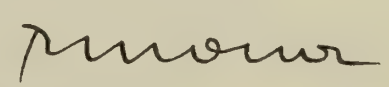
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Crown Point West/Stipeley Community Improvement Plan hereto annexed as Schedule "A" and forming part of this by-law, is hereby adopted.

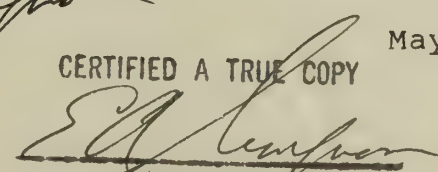
2. It is hereby authorized and directed that such approval of the Community Improvement Plan referred to in section 1 shall be obtained for the doing of all things for the purpose thereof.

PASSED this 31st day of May A.D. 1988.


City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK

(1988) 5 R.P.D.C. 4, March 8



Schedule "A"

To

By-law No. 88- 142

CROWN POINT WEST/STIPELEY

COMMUNITY IMPROVEMENT PLAN

Department of Community Development

1988 February

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2. Introduction to the Community Improvement Plan	2-3
3. Community Improvement Plan	4-11
4. Implementation Process/Schedule	12
5. Conclusion	13
6. List of Schedules	14

1. Neighbourhood Profile

The Crown Point West/Stipeley PRIDE area is approximately 122 hectares with a total population of approximately 7,900 (1985 Land Use Characteristics). The area in question is one neighbourhood and a portion of another but, for the purposes of the plan, it will be called the Crown Point West/Stipeley Neighbourhood which is bounded on the north by the C.N.R. tracks; on the east by Ottawa Street North; on the south by Main Street East, thence northerly to a continuing southerly boundary of the rear property lines to the south of Barton Street East; and, on the west by Gage Avenue North, along Barton Street westerly and continuing along Sherman Avenue North (map attached as Schedule 'A'). The Crown Point West/Stipeley Neighbourhood abutts the Ottawa Street North Community Improvement Project Area, (by-law #86-284 attached as Schedule 'B') which is also known as the Ottawa Street North Business Improvement Area.

The Neighbourhood contains a variety of land uses, including heavy industrial (10%), commercial (9%), residential (66%) and open space (7%), and other useage (8%), i.e. institutional (land use maps attached as Schedules 'C' and 'D').

Housing, too, is mixed with single family homes, multi-unit houses, low and high rise dwellings. Most homes have access to on-street parking thus, this is an area of concern to the residents due to the limited supply. The houses were developed starting after 1930 and still remain structurally sound, but some mechanical systems are in need of repair.

Commercial uses are situated on Barton, Ottawa, Main, King, Cannon Streets and Sherman and Gage Avenues, which are arterial roads. The Ottawa Street Business Improvement Area is located along the easterly boundary of the neighbourhood. The northern section of the neighbourhood houses heavy industry (i.e. steel, coal, spinning mills) which is in proximity to existing residential uses.

The railway lines cut diagonally through the entire neighbourhood, seriously affecting the uniformity of the residential areas.

There are three schools in the neighbourhood: 1) St. Ann's and 2) Holy Name of Jesus School which are under the jurisdiction of the Hamilton-Wentworth Separate School Board, and 3) Memorial School which is the responsibility of the Public School System. These three have potential for development since little is provided on the open grounds.

The land uses within this neighbourhood are regulated by zoning by-laws which follow the Official Plan, the Neighbourhood Plan and policies. The Neighbourhood Plans for Crown Point West and Stipeley were adopted by Hamilton City Council in 1981 and 1974 respectively. They identify areas which are considered appropriate for residential and industrial uses in the future, as well as areas designated for future park development. The Priority One Park, adjacent to the Holy Name of Jesus School, and other park sites are identified in the Neighbourhood Plan.

Parkland is available in the area but is in need of development, such as the Holy Name of Jesus Priority One Park, King Street East Parkette, Hayward Playground, and the old Hamilton Foundry site which has recently been acquired and will be cleared and available for parkland. There are generally no constructed areas for active or passive recreation such as baseball, football, tennis, skating, or picnic, grassy areas with benches.

The Crown Point West/Stipeley Neighbourhood is a mixed use area in need of upgrading to enhance its social, recreational, commercial and industrial facilities.

2. Introduction to the Community Improvement Plan:

In January of 1987, at the request of Hamilton City Council, the Department of Community Development applied for Provincial funding for the Programme for Renewal, Improvement, Development and Economic Revitalization (PRIDE) for the Crown Point West/Stipeley Neighbourhood.

Subsequently, a letter dated 1987 July 30, from the Honourable Bernard Grandmaitre, Minister of Municipal Affairs, approved a Provincial contribution of four hundred thousand dollars (\$400,000). This will be matched by a contribution of \$400,000 from the City of Hamilton, for a total of \$800,000 to address residential, commercial and industrial concerns.

The Crown Point West/Stipeley PRIDE costs were originally estimated in the Capital Budget 1987-1991, with a Provincial subsidy of one million, five hundred thousand dollars (\$1,500,000) with fifty percent (50%) Provincial and fifty percent (50%) Municipal, totaling three million dollars (\$3,000,000). In order to achieve the original goals set out in the PRIDE application, the Department of Community Development will phase this project. Phase I will see fifty thousand dollars (\$50,000) in 1987, (for planning, detailed design drawings and surveys), seven hundred and fifty thousand dollars (\$750,000) implemented in 1988-90 with emphasis on residential, industrial and some commercial improvements. The City will reapply for funding to continue with the final phase (Phase II) which will focus on industrial, commercial and residential concerns.

In 1987 December, a Neighbourhood Advisory Committee was established by both election and appointment for the purpose of obtaining public input in order to draft this Community Improvement Plan. As well, a survey of the neighbourhood residents was administered and staff input given during the plan formulation.

Phase II of this plan features an industrial and commercial advisory committee that will highlight specific needs as will the Commercial/Industrial survey (attached as Schedule 'E'). Details of both will be forwarded to the Ministry of Municipal Affairs as soon as the results are available in the form of appendices which do not constitute part of the plan.

The provision of neighbourhood services is essential to the well-being of residents, business and industry in the area and surrounding communities. These services include parks, recreational programmes, schools, hard services (such as roads, lighting improvements, streetscape) and buffering.

Parkland provides opportunity for both spontaneous and programmed forms of recreation for all age groups. It is desirable to provide parkland within walking distance of all residents.

Also, institutional uses such as schools and meeting halls serve as focal points for community participation in the neighbourhood.

This Community Improvement Plan conforms with the City of Hamilton's Official Plan (sub-section D.10 - Community Improvement, attached as Schedule 'F'), the Property Standards By-law #74-74, the Crown Point West 1981 Neighbourhood Plan and the Stipeley 1974 Neighbourhood Plan.

The attachments to the Community Improvement Plan do not constitute part of this plan.

3. Community Improvement Plan:

The Community Improvement Plan will be presented in the following format:

- A) Goals - what the neighbourhood would like to ultimately obtain
- B) Objectives - the steps the neighbourhood will take to achieve the goals
- C) Actions - what the neighbourhood will implement in order to achieve the objectives

Goal 1

A high quality of neighbourhood services such as parks, recreational programmes and schools should be provided for the area residents.

Objective 1.1

To increase the amount of neighbourhood oriented recreational facilities, in the future.

Actions

- 1.1.1 Develop the Holy Name of Jesus School Priority One Park.
- 1.1.2 Develop or upgrade the existing lands at the cleared Hamilton Foundry Site.
- 1.1.3 Other recreational areas may receive partial treatment, i.e. Memorial School.
- 1.1.4 Upgrade the Hayward Parkette playground area.

Objective 1.2

Pathways and passive areas will be established to provide attractive and convenient areas for walking and sitting.

Action

- 1.2.1 Develop passive areas on the municipally owned lands at King Street and East Bend Avenue, and at Cannon Street and Gage Avenue.

Goal 2

Roads and sidewalks should provide ready, safe vehicular and pedestrian access throughout the neighbourhood.

Objective 2.1

Improve hard services in the area so that they reflect at least the minimum standard of appearances and repair.

Actions

- 2.1.1 Take into consideration the attached Crown Point West/Stipeley Road and Sidewalk Inventory (attached as Schedule 'G') to determine areas which are in need of improvements.
- 2.1.2 Resurface roads that demonstrate a poor existing condition, focusing on those that are well travelled with heavy loads, i.e. industrial accesses.
- 2.1.3 Recommend that the City of Hamilton adopt a policy whereby maintenance of hard services in industrial areas will be given a higher priority (i.e. Public Works for landscaping and Regional Engineering for roads and sidewalks).
- 2.1.4 Work in conjunction with larger industries to combine our efforts to upgrade facilities and hard services.
- 2.1.5 Widen sidewalks by resurfacing grass boulevards, where warranted.
- 2.1.6 That the City of Hamilton adopt and surface alleyways, where appropriate.

Objective 2.2

Enhance the safety of sidewalks/pedestrian travelled areas.

Actions

- 2.2.1 That the City of Hamilton actively enforce the Streets By-law 9329.
- 2.2.2 Upgrade lighting levels in streets and alleyways.

Objective 2.3

Educate the neighbourhood with respect to parking.

Actions

- 2.3.1 Encourage alley parking behind homes where possible.
- 2.3.2 Allow for front yard parking where deemed appropriate by the Traffic Department.
- 2.3.3 Make permit parking available where deemed appropriate by the Traffic Department.
- 2.3.4 Allow for "time exemption" parking where deemed appropriate by the Traffic Department.

Goal 3

Buildings and property should reflect a compliance with local maintenance and occupancy standards.

Objective 3.1

Enhance the physical appearance, structural soundness and safety of all property in the neighbourhood.

Actions

- 3.1.1 That the City of Hamilton, through its Building Department, enforce the Property Standards By-law 74-74 for all properties in the area and this enforcement be tempered with encouragement, advice and assistance.
- 3.1.2 That the Department of Community Development provide information regarding its rehabilitation programmes and carry out the implementation of such.
- 3.1.3 That selected residential dwellings which are deemed to be beyond a reasonable level of economic rehabilitation in consideration of the City of Hamilton's Property Standards By-law 74-74, be considered for purchase by the City of Hamilton under the provisions of the legislation governing the Programme for Renewal, Improvement, Development and Economic Revitalization. Any such properties will be cleared for open space, parkland, parking, industrial growth or expansion, within the designated PRIDE area.

Objective 3.2

Reduce the amount of crime and vandalism in the Crown Point West/Stipeley Neighbourhood.

Actions

- 3.2.1 Encourage citizens to work with the relevant agencies and departments to ensure all available programmes are utilized to decrease the degree of crime and vandalism in the area.
- 3.2.2 Actively encourage the use of such programmes as Neighbourhood and Business Watch.

Goal 4

To ensure the continued residential, commercial and industrial viability of the neighbourhood and its character.

Objective 4.1

That the Crown Point West/Stipeley Citizens' Advisory Committee (residential and commercial/industrial) continue to work together as collective representatives of the area, now and once the PRIDE has been completed.

Actions

- 4.1.1 Develop further goals and objectives for the Neighbourhood.
- 4.1.2 Hold regular monthly meetings of the Citizens' Advisory Committee to deal with neighbourhood issues, and maintain communication amongst its residents.

Goal 5

To develop harmonious residential, commercial and industrial mixed uses within the neighbourhood.

Objective 5.1

Buffer treatments may be implemented to provide attractive and congruous residential/industrial/commercial areas where needed.

Actions

- 5.1.1 The railway lines abutting residential sections of the neighbourhood may be buffered, subject to funding.
- 5.1.2 The railway lines dividing the Holy Name of Jesus Priority One Park may be treated to allow for maximum use of the park area.
- 5.1.3 Buffering of any other industrial uses from residential uses may be introduced, where appropriate.
- 5.1.4 Where buffering does not address the needs of the local community, utilize the Regional Planning Department's Review of the Residential Enclaves Study 1977 to identify areas in the Crown Point West/Stipeley Neighbourhood where conflicting uses occur (or areas of need can be identified). This is attached as Schedule 'H'.
- 5.1.5 Encourage the area to participate in the City of Hamilton's Public Works Department Tree Planting Programme through newsletters and the Neighbourhood/Industrial/Commercial Committees, thus providing a means by which the air pollution may be reduced.

Objective 5.2

Enhance the Neighbourhood awareness and acceptance of the existing residential, commercial and industrial mix.

Actions

- 5.2.1 Encourage the Ottawa Street Business Improvement Area to use the surrounding area as a focal point for their marketing and advertising.
- 5.2.2 Encourage residents to shop in their neighbourhood.
- 5.2.3 Recommend that the City of Hamilton adopt a policy where lands are purchased for the purpose of economic growth and expansion if the residential/industrial conflicts are too severe to maintain a compatible environment.

4. Implementation Process/Schedule

Implementation of the Crown Point West/Stipeley PRIDE, Phase I will occur from 1987-1990. The total cost of this project will be \$800,000 where the contributions are 50% Municipal and 50% Provincial dollars.

Improvements will include road and sidewalk reconstruction/resurfacing, i.e. Barton Street, park developments, i.e. Holy Name of Jesus School Priority One Park, buffering to the railway lines from residential uses, to name a few.

Application will be made for Phase II of the Crown Point West/Stipeley PRIDE in early 1988. The City of Hamilton is awaiting Provincial funding to proceed and appoint/elect a separate industrial/commercial committee, administer the commercial/industrial survey, hire a consultant and hold public meetings, etc.

Phase II will see industrial, commercial and some residential redevelopment. Ameliorations may be viewed as buffering of industry from residential, strip commercial revitalization, acquisition of legal non-conforming residential uses in industrial areas, improved lighting and industrial accesses, and further upgrading of existing parkland in the PRIDE area.

The attached Project Implementation Timetable and Estimate of Cash Flow (Schedule 'I') highlights the aforementioned.

5. Conclusion

The City of Hamilton has grown and developed rapidly over the past few years. With this change arises the need for community improvement, specifically within the Crown Point West/Stipeley PRIDE area. Both Hamilton City Council and the public acknowledge the significance of redevelopment and rebuilding which will enable this neighbourhood to maintain and grow in it's future viability.

With tempered accomplishments through the Crown Point West/Stipeley PRIDE we hope to augment the excellence of life, increase business, generate employment, attract new industries, widen the economic base and realize the importance of the Crown Point West/Stipeley PRIDE as a stepping stone to an improved way of living for the City of Hamilton as a whole community.

The Corporation of the City of Hamilton

BY-LAW NO. 88- 143

To Amend:

Zoning By-law No. 6593

Respecting:

PROHIBITION OF LAND USE IN NEW SUBDIVISIONS PENDING
AVAILABILITY OF FIRE PROTECTION SERVICES

WHEREAS General Zoning By-law No. 6593 was enacted on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

AND WHEREAS S.34 of the Planning Act, 1983 provides that a municipality may pass zoning by-laws for prohibiting the use of land, or the erection or use of buildings or structures unless such municipal services as are set out in the by-law are available to service the land, buildings or structures;

AND WHEREAS S.210(42) of the Municipal Act, R.S.O. 1980, provides that a municipality may pass by-laws for making such other Regulations for preventing fires and the spread of fires as the council considers necessary;

AND WHEREAS Council now deems it necessary to provide for fire protection and access roads as municipal services, under S.34 of the Planning Act, 1983 in order to prevent fires and the spread of fires;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

Fire Protection and Access Roads

1. Section 6 of By-law No. 6593 is amended by adding thereto the following:

(1a) No building or structure shall be erected, nor shall any land be used in any Residential district, as defined in S.2(2)A of By-law No. 6593, unless prior to the erection of the building or structure or use of the land, water services and access roads are available to service the land, buildings or structures.

(1b) Subsection (1a) shall not apply where the Building Commissioner is in receipt of a written certificate, signed by a Professional Engineer, declaring that,

(i) an existing charged hydrant is located within 150 m., and

(ii) that an acceptable road access has been provided to within 90 m.,

of the construction site lot line.

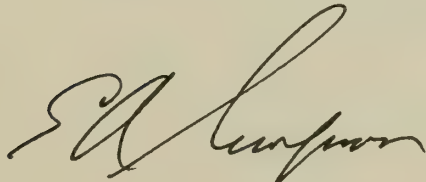
(1c) For the purposes of subsection (1b) above, "acceptable road access" means an asphalt surface road, or a road that has been accepted as an access road by the Commissioner of Engineering for The Regional Municipality of Hamilton-Wentworth.

2. In all other respects, section 6 of By-law No. 6593 is hereby confirmed, unchanged.

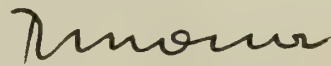
3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 31st day of May

A.D. 1988.



City Clerk

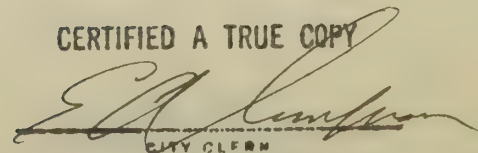


Mayor

(1987) 24 R.P.D.C. 2(a), December 8
City Initiative



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CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 88- 144

To Amend:

By-law No. 86-99

Respecting:

THE OTTAWA STREET NORTH BUSINESS IMPROVEMENT AREA

WHEREAS By-law No. 86-99, passed on the 11th day of March, 1986, provided for a Board of Management in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS it is intended to appoint members to the Board of Management of the Ottawa Street North Business Improvement Area.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

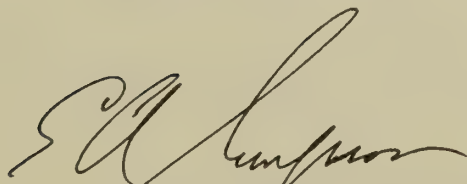
1. (1) Schedule "B" to By-law No. 86-99 is amended by striking out the following names:

Mike Cole	- Tri-Colour Photo
Steve Konstantinidis	- Nadel's Furs
Trent Richer	- Images by J. J. Richer
Chuck Weber	- Montreal Textile

(2) Schedule "B" to the said by-law is further amended by adding thereto the following names:

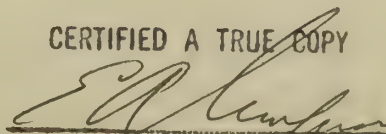
Lorraine Baker	- Jenome
Ed Widerman	- Heirloom Portraits

PASSED this 31st day of May A.D. 1988.


City Clerk


Mayor

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CITY CLERK

(1988) 11 R.P.D.C. 3, May 10



The Corporation of the City of Hamilton

BY-LAW NO. 88- 145

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT
MUNICIPAL NOS. 863 AND 867 UPPER PARADISE ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) district modified to "R-4" (Small Lot Single-Family Detached) district, the land comprised in Block 1; and
- (b) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) district modified to "HH" (Restricted Community Shopping and Commercial) district, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land referred to in section 1(b) are amended to the extent only of the special requirements that,

- (a) notwithstanding subsection (1)(d) of section 14A of By-law No. 6593, the following,
 - (i) ACCESSORY USE shall not be prohibited:
 - 1. a coin-operated manual car wash containing not more than 5 bays or stalls;

- (b) notwithstanding subsection (3)(a) of section 14A of By-law No. 6593,
 - (i) a front yard having a depth of not less than 3.0 m. shall be provided and maintained for the gas bar kiosk;
 - (ii) there shall be provided and maintained along the front lot line a planting strip not less than 1.5 m. in width, except for the land occupied by a vehicular access driveway;
- (c) notwithstanding subsection (3)(c) of section 14A of By-law No. 6593, and subsection (3)(ive)(b) of section 18 of By-law No. 6593,
 - (i) a rear yard having a depth of not less than 3.0 m. shall be provided and maintained;
 - (ii) there shall be provided and maintained along the full length of the rear lot line and the northerly side lot line:
 - A. a planting strip not less than 3.0 m. in width; and
 - B. a visual barrier not less than 1.2 m. and not more than 2.0 m. in height.
- (d) notwithstanding subsection (2)(c) of section 9A of By-law No. 6593,
 - (i) the lot or tract of land for a single family dwelling shall not be in a plan of sub-division.

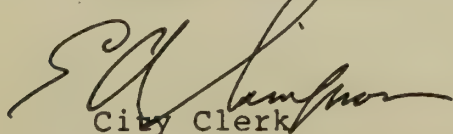
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" district provisions, subject to the special requirements referred to in section 2.

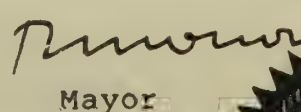
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1074.

5. Sheet No. W-27C of the District Maps is amended by marking the lands referred to in section 1(b) of this by-law, S-1074.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

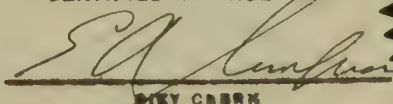
PASSED this 31st day of May, A.D. 1988.

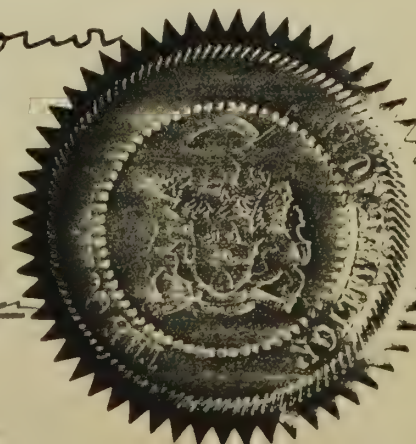

City Clerk

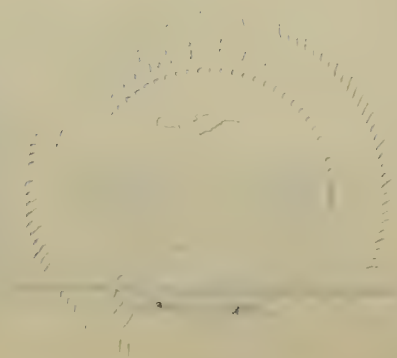

Mayor

(1988) 9 R.P.D.C. 3, April 26
Alex Hemstreet, Owner and
Prospective Owner
ZA-88-10

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CITY CLERK





UPPER PARADISE ROAD

SOUTH WESTERLY CORNER
OF LOT 20 - CON. 7

STONE CHURCH ROAD WEST

N 72° 15' 30" W
40.54

BLOCK 1

BLOCK 2

40.54
N 72° 15' 30" W

11.277
N 18° 07' 00" E
28.953

11.277
N 18° 07' 00" E
28.953

91.44
74.04

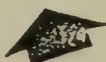
NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 88- 145
PASSED THE 31st DAY OF May, 1988

E.A. Langdon
Clerk

R. M. Moyer
Mayor

North



Scale
NOT TO SCALE

Date
MAY 5, 1988

Reference File No.
ZA - 88 - 10

Drawn By
Z.K.

Legend

CHANGE IN ZONING FROM "D" (URBAN PROTECTED
RESIDENTIAL - ONE AND TWO FAMILY DWELLINGS,
TOWNHOUSES, ETC.) DISTRICT, MODIFIED, TO:

BLOCK 1



"R-4" (SMALL LOT SINGLE FAMILY
DETACHED) DISTRICT.

BLOCK 2



"HH" (RESTRICTED COMMUNITY
SHOPPING AND COMMERCIAL)
DISTRICT, MODIFIED.

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 88- 145

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department



BY-LAW NO. 88 - 146

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 31 DAY OF MAY A.D., 1988.

WHEREAS by Section 9 of The Municipal Act, Being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

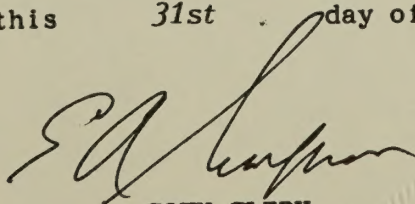
AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

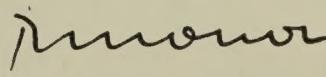
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

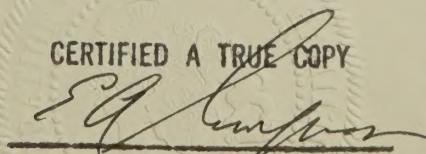
1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

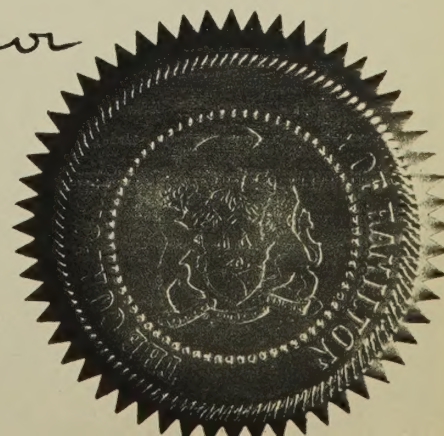
PASSED this 31st day of May A.D. 1988

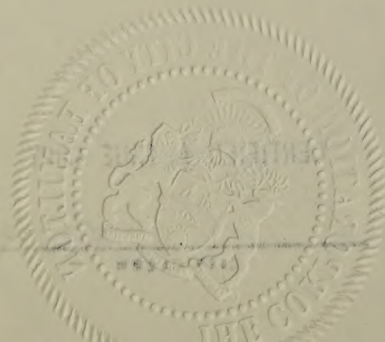

CITY CLERK


MAYOR

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CITY CLERK





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